

# FEDERAL REGISTER

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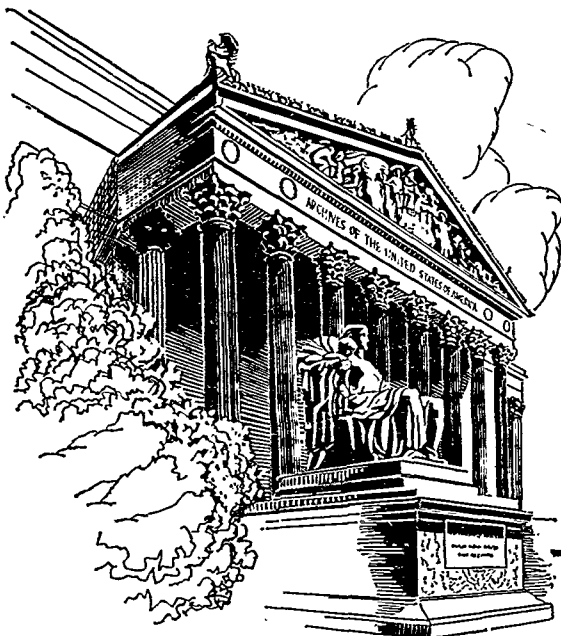
Thursday, September 19, 1968 • Washington, D.C.

Pages 14155-14213

**Agencies in this issue—**

The President  
Agency for International Development  
Agriculture Department  
Army Department  
Atomic Energy Commission  
Civil Aeronautics Board  
Consumer and Marketing Service  
Delaware River Basin Commission  
Engineers Corps  
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Commission  
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Foreign Direct Investments Office  
General Services Administration  
Indian Affairs Bureau  
Interstate Commerce Commission  
Land Management Bureau  
Securities and Exchange Commission  
Transportation Department  
Veterans Administration

Detailed list of Contents appears inside.



# How To Find U.S. Statutes and United States Code Citations

[Revised Edition—1965]

This pamphlet contains typical legal references which require further citing. The official published volumes in which the citations may be found are shown alongside each reference—with suggestions as to the logical sequence to follow in using them. Additional finding aids, some especially useful in citing current legislation, also have been in-

cluded. Examples are furnished at pertinent points and a list of references, with descriptions, is carried at the end.

This revised edition contains illustrations of principal finding aids and reflects the changes made in the new master table of statutes set out in the 1964 edition of the United States Code.

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# Presidential Documents

## Title 3—THE PRESIDENT

### Proclamation 3869

#### NATIONAL HISPANIC HERITAGE WEEK, 1968

By the President of the United States of America

#### A Proclamation

It is with special pride that I call the attention of my fellow citizens to the great contribution to our national heritage made by our people of Hispanic descent—not only in the fields of culture, business, and science, but also through their valor in battle.

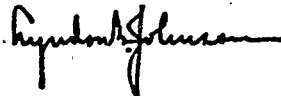
Several of our States and many of our cities proudly bear Hispanic names and continue Hispanic traditions that enrich our national life. The Commonwealth of Puerto Rico has given an example to the world by lifting the per capita income of its inhabitants through "Operation Bootstrap" from \$256 to \$1,047 in 10 years.

The people of Hispanic descent are the heirs of missionaries, captains, soldiers, and farmers who were motivated by a young spirit of adventure, and a desire to settle freely in a free land. This heritage is ours.

Wishing to pay special tribute to the Hispanic tradition, and having in mind the fact that our five Central American neighbors celebrate their Independence Day on the fifteenth of September and the Republic of Mexico on the sixteenth, the Congress, by House Joint Resolution 1299, has requested the President to issue annually a proclamation designating the week including September 15 and 16 as National Hispanic Heritage Week.

NOW, THEREFORE, I, LYNDON B. JOHNSON, President of the United States of America, do hereby proclaim the week beginning September 15, 1968, as National Hispanic Heritage Week, and I call upon the people of the United States, especially the educational community, to observe that week with appropriate ceremonies and activities.

IN WITNESS WHEREOF, I have hereunto set my hand this seventeenth day of September, in the year of our Lord nineteen hundred and sixty-eight, and of the Independence of the United States of America the one hundred and ninety-third.



[F.R. Doc. 68-11504; Filed, Sept. 18, 1968; 11:23 a.m.]



# Rules and Regulations

## Title 14—AERONAUTICS AND SPACE

### Chapter I—Federal Aviation Administration, Department of Transportation

[Airspace Docket No. 68-WE-70]

#### PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

##### Alteration of Control Zone

###### Correction

In F.R. Doc. 68-10678 appearing at page 12543 of the issue for Thursday, September 5, 1968, the figure "201" in the third line of the description of the Modesto, Calif., control zone should read "291".

## Title 16—COMMERCIAL PRACTICES

### Chapter I—Federal Trade Commission

[Docket No. C-1396]

#### PART 13—PROHIBITED TRADE PRACTICES

##### Apparel Industries of California et al.

Subpart—Misbranding or mislabeling: § 13.1185 *Composition*: 13.1185-90 Wool Products Labeling Act; § 13.1212 *Formal regulatory and statutory requirements*: 13.1212-90 Wool Products Labeling Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 *Formal regulatory and statutory requirements*: 13.1852-80 Wool Products Labeling Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, secs. 2-5, 54 Stat. 1128-1130; 15 U.S.C. 45, 68) [Cease and desist order, Apparel Industries of California, trading as Martin of California, et al., Los Angeles, Calif., Docket, C-1396, July 29, 1968]

*In the Matter of Apparel Industries of California, Inc., a Corporation, Trading as Martin of California, and Alexander Lawlor, Individually and as an Officer of Said Apparel Industries of California, Inc., and Jay M. Greenberg, Individually and as Production Control Manager of Apparel Industries of California, Inc.*

Consent order requiring a Los Angeles, Calif., manufacturer of wearing apparel to cease misbranding the fiber content of its wool products.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

*It is ordered*, That respondents Apparel Industries of California, Inc., a corporation, and its officers, trading as Martin of California, or under any other name or names, and Alexander Lawlor, individually and as an officer of said Apparel Industries of California, Inc., and Jay M. Greenberg, individually and as Production Control Manager of Apparel Industries of California, Inc., and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction, or the manufacture for introduction, into commerce, or the offering for sale, sale, transportation, distribution, delivery for shipment, or shipment, in commerce, of wool products, as "commerce" and "wool product" are defined in the Wool Products Labeling Act of 1939, do forthwith cease and desist from misbranding such products by:

1. Falsely or deceptively stamping, tagging, labeling, or otherwise identifying such products as to the character or amount of the constituent fibers contained therein.

2. Failing to securely affix to or place on, each such product a stamp, tag, label, or other means of identification correctly showing in a clear and conspicuous manner each element of information required to be disclosed by section 4(a) (2) of the Wool Products Labeling Act of 1939.

*It is further ordered*, That the respondent corporation shall forthwith distribute a copy of the order to each of its operating divisions.

*It is further ordered*, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

Issued: July 29, 1968.

By the Commission.

[SEAL]

JOSEPH W. SHEA,  
Secretary.

[F.R. Doc. 68-11369; Filed, Sept. 18, 1968; 8:45 a.m.]

[Docket No. C-1397]

#### PART 13—PROHIBITED TRADE PRACTICES

##### Mercury Electronics, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.15 *Business status, advantages, or connections*: 13.15-30 *Connections or arrangements with others*. Subpart—Advertising falsely or misleadingly: § 13.50 *Dealer or seller assistance*; § 13.60 *Earnings and profits*; § 13.105 *Individual's special selection or situation*. Subpart—Furnishing means and instrumentalities of misrepresentation or deception: § 13.1055 *Fur-*

*nishing means and instrumentalities of misrepresentation or deception*. Subpart—Misrepresenting oneself and goods—Business status, advantages or connections: § 13.1395 *Connections and arrangements with others*; Misrepresenting oneself and goods—Goods: § 13.1608 *Dealer or seller assistance*; § 13.1615 *Earnings and profits*; § 13.1663 *Individual's special selection or situation*. Subpart—Using misleading name—Goods: § 13.2285 *Connections and arrangements with others*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Mercury Electronics, Inc., et al., Dallas, Tex., Docket C-1397, July 31, 1968]

*In the Matter of Mercury Electronics, Inc., a Corporation, and Marathon Sales Corp., a Corporation, and David L. George, Individually and as an Officer of Said Corporations*

Consent order requiring a Dallas, Tex., distributor of dry cell batteries, flashlights and other electric and electronic equipment to cease using deceptive methods to recruit franchised dealers to sell its products.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

*It is ordered*, That respondents Mercury Electronics, Inc., a corporation, and its officers, and Marathon Sales Corp., a corporation, and its officers, and David L. George, individually and as an officer of said corporations and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the advertising, offering for sale, sale, or distribution of electronic equipment, dry cell batteries, flashlights and displays and routes, licenses, and franchises in relation thereto, or any other route, franchise, license, or product, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using the word "Marathon" in or as part of respondents' trade or corporate name or representing, directly or by implication, that respondents are the Marathon Battery Company of Wausau, Wis., or are affiliated with or related to said company in any manner other than as independent contracting agents for the products of that company; or misrepresenting, in any manner, respondents' trade or business connections or affiliations.

2. Representing, directly or by implication, that respondents offer exclusive franchises for the Marathon Battery Co., or for any other company: *Provided, however*, That it shall be a defense in any enforcement proceeding instituted hereunder for respondents to establish that

they do offer a bona fide exclusive franchise for the area and in accordance with the terms of any represented offer.

3. Representing, directly or by implication, that any amount invested pursuant to respondents' offer is secured by inventory or otherwise; or that there is no risk of losing the money so invested: *Provided, however,* That it shall be a defense in any enforcement proceeding instituted hereunder for respondents to establish that the investment is actually secured by inventory and in accordance with the terms of any represented offer.

4. Representing, directly or by implication, that persons investing in any products or business will have substantial earnings or profit or any percentage of profit or will earn any amount of income: *Provided, however,* That it shall be a defense in any enforcement proceeding instituted hereunder for any respondent to establish that any represented percentage of profit or any represented amount of income or profit is the percentage or amount generally realized by previous purchasers of such products or such business as a result of such purchase.

5. Misrepresenting, in any manner, the income of persons investing in any products or engaging in any business opportunity offered by any respondent.

6. Representing, directly or by implication, that respondents establish profitable accounts or profitable routes for their products; or misrepresenting, in any manner, the assistance supplied in obtaining locations for the products purchased from respondents: *Provided, however,* That it shall be a defense in any enforcement proceeding instituted hereunder for respondents to show that they do establish profitable accounts or profitable routes for their products.

7. Representing, directly or by implication, that respondents' business is the largest service organization in the mid-west; or misrepresenting, in any manner, the nature or extent of respondents' business.

8. Representing, directly or by implication, that respondents' offer is made only to selected persons or that any qualifications other than tender of the purchase price are necessary: *Provided, however,* That it shall be a defense in any enforcement proceeding instituted hereunder for respondents to establish that any qualification other than tender of the purchase price is necessary and that the offer is made only to a selected group of persons.

9. Placing in the hands of jobbers, retailers, dealers or others the means and instrumentalities by and through which they may mislead or deceive the public in any manner or as to the things hereinabove prohibited.

*It is further ordered,* That the respondent corporations shall forthwith distribute a copy of this order to each of their operating divisions.

*It is further ordered,* That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the

manner and form in which they have complied with this order.

Issued: July 31, 1968.

By the Commission.

[SEAL]

JOSEPH W. SHEA,  
Secretary.

[F.R. Doc. 68-11370; Filed, Sept. 18, 1968;  
8:45 a.m.]

## Title 23—HIGHWAYS AND VEHICLES

### Chapter II—Vehicle and Highway Safety

[Docket No. 23]

#### PART 255—FEDERAL MOTOR VE- HICLE SAFETY STANDARDS

##### Motor Vehicle Safety Standard No. 205; Glazing Materials—Passenger Cars, Multipurpose Passenger Ve- hicles, Motorcycles, Trucks, and Buses

Motor Vehicle Safety Standard No. 205 (32 F.R. 2414) as amended (32 F.R. 10072) specifies requirements for glazing materials for use in passenger cars, multipurpose passenger vehicles, motorcycles, trucks, and buses.

As a result of inquiries seeking clarification of the applicability of the Federal motor vehicle safety standards to campers, a ruling was published in the FEDERAL REGISTER on March 26, 1968 (FHWA Ruling 68-1) (33 F.R. 5020) which specified that the glazing standard is applicable to slide-in campers because they are items of motor vehicle equipment for use in motor vehicles and to chassis-mount campers.

The glazing standard requires that glazing materials "conform to the United States of America Standards Institute 'American Standard Safety Code for Safety Glazing Materials for Glazing Motor Vehicles Operating on Land Highways,' ASA Standard Z26.1—1966." As a result, windshields and forward facing windows are required to be AS1 laminated glass.

The Federal Highway Administration has received petitions for rulemaking requesting that forward facing windows on campers be allowed to use AS2 or AS3 laminated glass which is able to meet the Z26.1—1966 penetration resistance test, No. 26, required of AS1 type glass. The requests point out that AS1 type glass which is presently required for forward facing windows in campers is unduly expensive and unnecessary for campers because AS1 type glass must meet stringent optical tests. The petitioners argue that forward facing windows on campers should not have to meet these stringent optical tests because the windows are not used for driver visibility.

The Administrator has determined that granting the petitions would not reduce the protection afforded the public by the standard. Accordingly the glazing standard is being amended to allow AS2

or AS3 laminated glass in forward facing windows of campers if the glass is able to meet the penetration resistance test. The amendment will require that forward facing windows in campers conform to AS1 type laminated safety glass; or AS2 type laminated safety glass that meets Test 26 of Z26.1—1966; or AS3 type laminated safety glass that meets the requirements of Test 26 of Z26.1—1966. The latter two glazing materials will be identified by the characters AS2-26 and AS3-26 respectively.

The Federal Highway Administration has received a petition for rulemaking requesting that Standard No. 205 be amended so that paragraph S3.2 Edges be changed to provide that exposed edges must meet the Society of Automotive Engineers Recommended Practice J673a, Automotive Glazing, August 1967, instead of the SAE Recommended Practice J673, Automotive Glazing, June 1960. The petition also requests that the words "except that the minimum edge radius dimension shall not be less than the nominal thickness of the glazing material" be deleted because this requirement is already included in SAE recommended Practice J673a. These requests would allow minor imperfections in edging that would not diminish the safety benefits derived from the requirements but would allow normal manufacturing tolerances. These requests are granted and Standard No. 205 is being amended accordingly.

The Administrator has received a petition concerning certification requirements for prime manufacturers of glazing materials; prime glazing material manufacturers being those who fabricate, laminate or temper glazing materials. The Petitioner states he has encountered practical problems in the use of certification labels because: (a) Glass stored for appreciable lengths of time, covered by the label, may "weather" in a different manner from the remaining areas of the glass, (b) labels on individual lights of glass can produce pressure points due to local area loading and may result in breakage during shipment and storage, and (c) certification labels can become separated from the material prior to delivery from consigned stock distributors to nonstocking distributors.

The Petitioner points out that Standard No. 205 requires marking of safety glazing materials in accordance with paragraph 6 of the United States of America Standards Institute (USASI) Standard Z26.1—1966. The Petitioner requests that the permanent marking on the glazing material required by Standard No. 205, with the addition of the symbol "DOT", be allowed as an alternative method of certification required under section 114 of the National Traffic and Motor Vehicle Safety Act of 1966 (15 U.S.C. 1401). This petition is granted provided that the symbol "DOT" and an approved two digit manufacturer's code number is included in the permanent marking. Any prime glazing material manufacturer may apply for an approved two digit manufacturer's code number



assignment to the Director, National Highway Safety Bureau, Washington, D.C. 20591.

Since these amendments relieve restrictions, provide alternative means of compliance and create no additional burden the Administrator finds, for good cause shown, that it is in the public interest to make them effective upon date of issuance.

In consideration of the foregoing, § 255.21 of Part 255, Federal Motor Vehicle Safety Standard No. 205 (32 F.R. 2414) as amended (32 F.R. 10072) is amended to read as set forth below.

These amendments are made under the authority of sections 103 and 119 of the National Traffic and Motor Vehicle Safety Act of 1966 (15 U.S.C. 1392, 1407) and the delegation of authority contained in section 1.4(c) of Part I of the regulations of the Office of the Secretary (49 CFR 1.4(c)).

Issued in Washington, D.C., on September 13, 1968.

JOHN R. JAMIESON,  
Deputy Federal  
Highway Administrator.

**MOTOR VEHICLE SAFETY STANDARD NO. 205**

**GLAZING MATERIALS—PASSENGER CARS MULTIPURPOSE PASSENGER VEHICLES, MOTORCYCLES, TRUCKS, AND BUSES**

**S1. Purpose and scope.** This standard specifies requirements for glazing materials to reduce lacerations to the face, scalp, and neck, and to minimize the possibility of occupants being thrown through the vehicle windows in collisions.

**S2. Application.** This standard applies to glazing materials for use in passenger cars, multipurpose passenger vehicles, motorcycles, trucks, and buses.

**S3. Requirements.**

**S3.1 Materials.** Except as provided in S3.2, glazing materials used in windshields, windows, and interior partitions shall conform to United States of America Standards Institute "American Standard Safety Code for Safety Glazing Materials for Glazing Motor Vehicles Operating on Land Highways," ASA Standard Z26.1—1966, July 15, 1966, (hereinafter referred to in this standard as Z26.1—1966).

**S3.2 Materials for use in forward facing windows of campers.** Glazing materials used in forward facing windows of campers shall conform to AS1 type laminated safety glass specifications established by Z26.1—1966; or AS2 type laminated safety glass meeting the specifications established by Z26.1—1966 plus the Penetration Resistance Test No. 26, set forth in Z26.1—1966; or AS3 type laminated safety glass meeting the specifications established in Z26.1—1966 plus the Penetration Resistance Test No. 26, set forth in Z26.1—1966. The latter two glazing materials shall be identified by the characters AS2-26 and AS3-26, respectively.

**S3.3 Edges.** In vehicles, except school buses, exposed edges shall be treated in accordance with Society of Automotive Engineers Recommended Practice J673a "Automotive Glazing," August 1967. In

school buses, exposed edges shall be banded.

**S3.4 Certification alternative.** As an alternative to the certification requirements under section 114 of the National Traffic and Motor Vehicle Safety Act of 1966, a prime glazing material manufacturer may use the marking requirements of section 6 of Z26.1—1966 if the symbol "DOT" and an approved manufacturer's code mark, in letters and numbers at least 0.070 inch in height, is included in the marking. The approved manufacturer's code mark is a two-digit number assigned upon request to a prime glazing material manufacturer. A prime glazing material manufacturer, for the purpose of this standard, is one who fabricates, laminates or tempers the glazing material.

[F.R. Doc. 68-11407; Filed, Sept. 18, 1968; 8:48 a.m.]

## Title 32—NATIONAL DEFENSE

### Chapter V—Department of the Army

#### SUBCHAPTER C—MILITARY EDUCATION

#### PART 543—PROMOTION OF RIFLE PRACTICE

##### Civilian Marksmanship

Section 543.1 is revised, new § 543.1a is added, and § § 543.2 and 543.3 are revised, as follows:

##### § 543.1 General.

(a) *Purpose.* Sections 543.1–543.3 prescribe the program of the Secretary of the Army for promoting marksmanship training with rifled arms among able-bodied citizens of the United States. See § 543.4. Members of the Armed Forces of the United States, the Reserve components thereof, and the ROTC are not eligible to receive support under the provisions of § § 543.1–543.3.

(b) *Prerequisite for enrollment.* As a condition precedent to consideration of an enrollment application or continued support; clubs must comply with existing civil rights laws and directives as prescribed in AR 600-23. Assurances in the format shown in § 543.1a will be prepared in triplicate and forwarded to the Director of Civilian Marksmanship as a part of initial enrollment or as requested by the Director of Civilian Marksmanship.

**§ 543.1a Form for assurance of compliance with the Department of Defense directive under Title VI of the Civil Rights Act of 1964.**

-----  
(Name of Applicant-Recipient)

(hereinafter called "Applicant-Recipient")  
Hereby agrees that it will comply with title VI of the Civil Rights Act of 1964 (Public Law 88-352) and all requirements imposed by or pursuant to the Directive of the Department of Defense (32 CFR part 300, issued as Department of Defense Directive 5500.11, Dec. 28, 1964) issued pursuant to that title, to the end that, in accordance with title VI of that Act and the Directive, no person in the United States shall, on the ground of race, color, or national origin be excluded from

participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the Applicant-Recipient receives Federal aid in the form of equipment, supplies or financial assistance from the Department of the Army and hereby gives assurance that it will immediately take any measures necessary to effectuate this agreement.

If any real property or structure thereon is provided or improved with the aid of Federal financial assistance extended to the Applicant-Recipient by the Department of Army, assurance shall obligate the Applicant-Recipient, or in the case of any transfer of such property, any transferee, for the period during which the real property or structure is used for a purpose for which the Federal financial assistance is extended or for another purpose involving the provision of similar services or benefits. If any personal property is so provided, this assurance shall obligate the Applicant-Recipient for the period during which it retains ownership or possession of the property. In all other cases, this assurance shall obligate the Applicant-Recipient for the period during which the Federal financial assistance is extended to it by the Department of Army. This assurance is given in consideration of and for the purpose of obtaining after the date hereof, the loan of rifled arms for marksmanship training, the receipt of ammunition, targets, and other supplies and appliances necessary for such training, and of conducting competitive marksmanship activities in which equipment, property, and supplies provided in whole or in part through federally financed assistance are utilized. The Applicant-Recipient recognizes and agrees that such Federal financial assistance will be extended in reliance on the representations and agreements made in this assurance, and that the United States shall have the right to seek judicial enforcement of this assurance. This assurance is binding on the Applicant-Recipient, its successors, transferees, and assignees, and the person or persons whose signatures appear below are authorized to sign this assurance on behalf of the Applicant-Recipient.

Dated -----

-----  
(Applicant-Recipient)

By -----  
(President, Chairman of  
Board or comparable  
authorized official)

-----  
(Applicant-Recipient's  
Mailing Address)

##### § 543.2 Issues of rifles, ammunition, and related equipment to civilian shooting clubs.

(a) *Authority.* The Secretary of the Army is authorized by title 10, United States Code, section 4308, within the limits of funds made available annually to him, and in accordance with rules and regulations approved by him upon the recommendation of the National Board for the Promotion of Rifle Practice, to assist civilian marksmanship clubs in conducting small arms marksmanship training with rifled arms, and to issue, in connection therewith, arms and ammunition.

(b) *Application for enrollment.* Marksmanship clubs which meet Director of Civilian Marksmanship requirements are eligible to receive Government assistance for civilian marksmanship training, on the basis prescribed in paragraph (c) of this section, through the

Office of the Director of Civilian Marksmanship, Department of the Army. This assistance will be provided eligible clubs enrolled by the Director of Civilian Marksmanship in accordance with subparagraphs (1) and (2) of this paragraph.

(1) To be eligible for enrollment with the Director of Civilian Marksmanship, a club must—

(i) Conduct an active program of marksmanship training for a reasonably permanent membership for at least 9 months of each year. This requirement cannot be fulfilled by training at summer camps, unless such training is generally in accordance with the requirements of the Director of Civilian Marksmanship.

(ii) Provide, or have access to, adequate range facilities to enable each member to fire for practice at least four times a year and for record at least once a year.

(iii) Be composed of at least 10 physically fit male members, 12 through 19 years of age, except that undergraduate members of a college club recognized by the college shall be eligible regardless of their age. Members must be citizens of the United States, and must function under the direct supervision of at least three responsible adult leaders, at least one of whom is a qualified marksmanship instructor. Eligible clubs may be associated with other marksmanship clubs the membership of which does not meet the prescribed age criteria, but such other clubs are not entitled to affiliation with or support by the Director of Civilian Marksmanship, DCM, except to the limited extent provided by paragraph (c) (4) of this section.

(iv) Apply for affiliation with the Director of Civilian Marksmanship within 2 years after beginning activity as a marksmanship club. Enrollment forms may be obtained, upon request, from the Director of Civilian Marksmanship, Department of the Army, Washington, D.C. 20315. These forms consist of—

(a) DA Form 1271 (Application for Enrollment of a Civilian Rifle Club).

(b) DA Form 1272 (Bond Application for Civilian Rifle Club).

(c) DA Form 1273 (Requisition for Articles Authorized for Issue to the Civilian Rifle Clubs).

(d) DA Form 1274 (Description of Available Range Facilities for Civilian Rifle Club).

(e) ODCM Form 137 (Roster of Club Members).

(f) Assurance of Compliance with Title VI Civil Rights Act of 1967.

(2) Together with its enrollment forms, each club must submit the name, title, and address of at least one local or state law enforcement officer in a supervisory position who may be contacted if further investigation is deemed necessary before affiliation is granted. In addition, each club must submit, for its qualified adult leaders (and in the case of clubs with adult as well as junior membership, for each adult officer) DD Form 1584 (National Agency Check Request) and FD Form 258 (Fingerprint Card). These forms will be referred for appropriate

checks in the records of U.S. Government agencies and local law enforcement agencies and for other investigation as required, in order to assure that the furnishing of support by the Director of Civilian Marksmanship is not likely to result in violations of law. No club will be affiliated until this check is completed. An application by a club for Director of Civilian Marksmanship, DCM, affiliation will be denied if the checks reveal that an adult leader or an adult club officer has been convicted of or has been charged by indictment or information with a crime for which the maximum penalty imposed by law (whether or not actually imposed) is imprisonment for a term exceeding one year, or any crime involving use of a firearm or assault against the person, or a violation of Federal, State or local firearms regulations; has a history of mental illness or disorder; or is otherwise considered unqualified to supervise a youth program or marksmanship training. If an application for Director of Civilian Marksmanship (DCM) affiliation is denied, the club involved will be informed of the reasons for the action and will be given an opportunity to submit additional information justifying approval of the application.

(c) *Issues*—(1) *General requirements*. To receive Government assistance, pursuant to §§ 543.1-543.3, clubs are required to comply with the regulations therein. All issues are subject to the limitations of available resources and may be suspended or canceled at any time. Issues of weapons and ammunition are made to the club, not to individuals, and are for the specific purpose of supporting the marksmanship training program conducted by the club. Under no circumstances should these issues be considered the property of any individual; all property issued is to be used only in connection with the organized club program of marksmanship training. The qualified adult leaders and adult club officers are responsible for insuring that all material issued is used for the purpose intended and in consonance with all directives issued by the Department of the Army and the Director of Civilian Marksmanship. Sale or barter of arms and/or ammunition issued by the Director of Civilian Marksmanship is prohibited.

(2) *Period of issue*. Subject to the availability of weapons, clubs affiliated with the Director of Civilian Marksmanship will be allowed to retain weapons issued to them so long as they remain affiliated in good standing. Clubs will be issued ammunition for 2 full years following initial affiliation, except that the Director of Civilian Marksmanship may, if resources permit, issue ammunition to clubs affiliated for more than 2 years. Preference for such additional issues will be given to clubs most recently affiliated.

(3) *Computation of basis of issue*. The initial issue of arms and ammunition will be based on the total eligible membership participating in the marksmanship program at the time of enrollment. For succeeding years, the issue of ammunition will be based upon the number of eligible members having fired a quali-

fying score on one of the Director of Civilian Marksmanship approved courses of fire during the preceding year.

(4) *Issue and retention of rifles*. Each newly affiliated club will be issued four rifles, caliber .22, without equipment. In addition, if more than 10 eligible members are participating in the marksmanship program at the time of enrollment, one additional rifle may be issued for each additional five eligible members, the total rifles issued not to exceed 10 to any club. Within the limitation of the previous sentence, additional rifles required to support club growth may be requested by a club after submission of the club's first annual statistical report. Senior marksmanship clubs affiliated with the Director of Civilian Marksmanship as of December 31, 1968, will be allowed to retain rifles issued to them prior to that date, so long as they maintain a junior club division meeting the requirements of §§ 543.1-543.3. Senior clubs failing to maintain a junior club division will be disaffiliated and required to return all weapons and other equipment previously issued to them.

(5) *Issue of ammunition*. Upon enrollment, each club will be issued 300 rounds of caliber .22 ammunition for each eligible member participating in the marksmanship program. After submission of its first annual statistical report, each club will be issued 300 rounds of caliber .22 ammunition for each eligible member who has qualified in an approved qualification course during the preceding year. Issues for succeeding years will be made as prescribed in subparagraph (2) of this paragraph, and will not exceed 300 rounds for each eligible member. Senior club divisions will not receive ammunition issues.

(d) *Requisitions*. All requests for issues of supplies and equipment, whether initial issue or annual issue, will be made on DA Form 1273 (Requisition for Articles Authorized for Issue to the Civilian Rifle Club) to the Director of Civilian Marksmanship. If nonexpendable items are requested, a bond must be executed to cover the value of the issued property (paragraph (f) (3) of this section).

(e) *Clubs located on military installations*. Clubs organized on military installations are eligible to receive assistance provided they meet the requirement for civilian members and are located within the limits of the United States, the Panama Canal Zone, or the Commonwealth of Puerto Rico.

(f) *Administrative procedures*—(1) *Qualification courses*. (i) Members of each club enrolled with the Director of Civilian Marksmanship will fire annually, for qualification purposes, one of the courses authorized in the current Director of Civilian Marksmanship qualification pamphlet. Current pamphlets may be obtained by written request to the Director of Civilian Marksmanship.

(ii) The qualified adult leaders of a club are responsible for designating which courses of fire will be fired by members of that club. The course or courses so designated may be fired as many times during the season as the

qualified adult leaders may direct, but only the highest complete score of each individual will be reported (subparagraph (2) of this paragraph).

(iii) Where the course of fire of any programmed individual or aggregate rifle match in a tournament corresponds to one of the currently prescribed Director of Civilian Marksmanship approved courses of fire, the scores attained in such a match may be counted as the annual record firing of individuals of a club.

(iv) Annual allowances of ammunition will not be increased on account of any club or club member firing record courses more than once. No restrictions will be placed on the type of ammunition which will be used in firing qualification courses for record.

(2) *Annual reports.* (i) Each club affiliated with the Director of Civilian Marksmanship will file an annual report with the Director of Civilian Marksmanship. The report will consist of the following:

(a) DA Form 1277 (Annual Statistical Report of Civilian Rifle Club).

(b) ODCM Form 137 (Roster of Club Members).

(c) DA Form 1275 (Annual Inventory of U.S. Property Held by Civilian Rifle Club).

(d) DA Form 1274 (Description of Available Range Facilities for Civilian Rifle Club).

(ii) The annual report will be filed within 1 month after the conclusion of each year of a club's affiliation with the Director of Civilian Marksmanship. DA Forms for these reports will be furnished by the Director of Civilian Marksmanship 2 months before they are due.

(iii) The Roster of Club Members will show the full name of each firing member, address, age, course, score, and the date fired for record.

(iv) Appropriate certificates of qualifications or badges, as available, may be issued to club members qualifying in marksmanship based upon information contained in qualification forms submitted. Forms for submitting this report of qualification are DA Form 1278 (Record of Qualification for Junior Small-Bore Rifle Course) and DA Form 1279 (Record of Qualification for Caliber .22 Rifle). These forms may be obtained from the Director of Civilian Marksmanship.

(3) *Bonds, care of property, fire insurance and lost property surveys.*—(i) *Bond.* As a condition precedent to the issue of any Government property each club will be required to file with the Director of Civilian Marksmanship a properly executed bond as prescribed by the Director.

(ii) *Safekeeping of arms, equipment and ammunition.* The adult officials of clubs participating in the Director of Civilian Marksmanship program are responsible for the safekeeping of arms, equipment, and ammunition issued to them and for insuring that proper precautions are taken to prevent these Government issues from being improperly

used and from falling into the hands of unauthorized or irresponsible persons. Further, it is the responsibility of club officials to insure that arms and ammunition are stored in accordance with local ordinances and regulations. The initial application for affiliation and each subsequent annual report (subparagraph (2) (ii) of this paragraph) will describe the method of safekeeping used by the club. Clubs may be denied affiliation, suspended or disaffiliated, as appropriate, if safekeeping provisions are deemed inadequate by the Director of Civilian Marksmanship.

(iii) *Lost property surveys and reports of theft.* Government-owned property, issued to junior clubs and lost or destroyed without fault or neglect on the part of the club officials or members, will be replaced at the expense of the United States except for transportation costs. To determine whether such loss or destruction was without fault or neglect on the part of the club officials or members, a Report of Survey (DD Form 200) will be made in accordance with instructions provided by the Director of Civilian Marksmanship. If Government-owned property is stolen, club officials will promptly notify the local police and the Federal Bureau of Investigation, and will inform the Director of Civilian Marksmanship by telephone.

(4) *Defective ammunition.* (i) All requests for replacement of unserviceable ammunition and complaints concerning ammunition issued by the Director of Civilian Marksmanship must be addressed to the Commanding General, U.S. Army Ammunition Procurement and Supply Agency, Joliet, Ill. 61202, within 30 days of the receipt of the ammunition in order to qualify for replacement without cost. Such reports will give the complete nomenclature of the ammunition, the lot number, the date received, the shipper, the quantity on hand for which replacement is desired, and the reasons for requesting replacement. Should investigation of the complaint require that samples of the ammunition be examined or test fired, such samples of the ammunition will be furnished by the organization upon request. The Commanding General, U.S. Army Ammunition Procurement and Supply Agency, will replace only ammunition determined by that agency to be defective, on a round-for-round basis at no cost to the club. No replacement will be made unless the ammunition is found to be defective.

(ii) Organizations which have unserviceable ammunition on hand, and which have no disposal facilities, may return it for disposition to the depot from which it was supplied. Concurrently with the return a written affidavit will be furnished to the commanding officer of the installation, relinquishing all claim to the ammunition and requesting that it be accepted for disposition.

(5) *Rifles, accessories, and equipment.*—(i) *Care.* The clubs to which issues of property are made will be required to keep it in good and serviceable condition, as issued by the Government.

(ii) *Inspection.* Rifles, accessories, and equipment which become unserviceable will be reported at once to the Director of Civilian Marksmanship, Department of the Army, by the responsible holder of such property. Upon receipt of such report, the Director of Civilian Marksmanship will issue instructions to the club, for the return of unserviceable arms, accessories, and equipment, without expense to the Government. Items returned will be inspected. If their unserviceability is found to be due to fault or neglect on the part of club officials or members, the extent of damage, including the value of all missing items and/or parts, will be determined by the receiving officer and reported to the Director of Civilian Marksmanship, who will require payment by the club, under its surety bond or otherwise. If the unserviceability occurred without such fault or neglect, no payment will be required. Equipment returned by junior clubs may be replaced, following any required payment.

(iii) *Transportation.* The transportation of rifles, spare parts, and other supplies from Government depots to clubs and/or from clubs to depots will be without expenses to the United States. Refusal by a club to accept any shipment of materials requested by the club will be grounds for disaffiliation.

(6) *Failure to comply with instructions.* Failure on the part of any club to comply with the provisions of §§ 543.1-543.3 or any other regulations or instructions prescribed by the Director of Civilian Marksmanship for the use, care preservation, or accountability of any rifles, accessories, or ammunition issued to it, will be grounds for the withdrawal of the Government property in its possession, and disaffiliation of the club.

#### § 543.3 Use of rifle ranges for rifle practice by civilians.

(a) *General provisions.* All ranges which have been constructed, wholly or partly, with funds provided by Congress will be open for use by those in any branch of the military or naval service of the United States, and by all able-bodied citizens of the United States, under regulations to be prescribed by the controlling authorities and approved by the Secretary of the Army (10 U.S.C. 4309(b)).

(b) *Applications for use of ranges.* Ranges are divided into two classes—those at which personnel of the Regular Army are stationed and those at which there are no such personnel. Application for the use of a range at which personnel of the Regular Army are stationed will be addressed to the Director of Civilian Marksmanship, Department of the Army, Washington, D.C. 20315, by the president, secretary, or executive head of the organization desiring the use of the range. The Director of Civilian Marksmanship, if satisfied that the organization is a responsible one, will furnish to the president, secretary, or executive head thereof a letter addressed to the commanding officer of the installation at which the range is located approving the application, subject to such

local regulations as the commanding officer may prescribe. The president, secretary, or executive head of the organization will then address a letter to the commanding officer of the installation, inclosing the approval of the Director of Civilian Marksmanship, and setting forth the date or dates on which the organization desires to use the range, and the particular ranges at which it is desired to fire. The commanding officer will reply, stating whether or not the range will be available on the dates requested, or, if not, the dates on which it will be available, and to whom the organization will report upon arrival at the range. Subsequent applications for the use of the range by the same organization may be conducted in a manner agreed upon by representatives of the commanding officer and the organization concerned.

(c) *Personnel and target materials.* Commanding officers at all installations provided with ranges may detail personnel to supervise civilian rifle practice. Personnel so detailed will be responsible for the proper use and preservation of all Government property involved, and for insuring that the local regulations are observed, and that the proper safety precautions are observed by all persons using the range. Pit details, target handlers, road guards, scorers, etc., will not be furnished. Using organizations will make the necessary arrangements for the manual labor required for the operation of the ranges. Regular targets and target frames may be provided unless the organization elects to provide its own target frames. Material, such as special targets, field glasses, telescopes, score books, etc., must be provided by the using organization. Organizations may desire to use arms, ammunition, methods of firing, and target arrangements at variance with those prescribed for the Regular Army. There is no objection to this, provided normal safety precautions are observed and no expense to the United States is involved, and further provided that the normal target arrangement is reestablished by the organizations as prescribed by the range authorities.

(d) *Ammunition.* Organizations using military ranges must furnish their own ammunition.

(e) *Record practice for qualification.* When necessary, the commanding officer may designate a day or days when members of organizations may participate in record practice for qualification as prescribed in field manuals. The necessary personnel to supervise and record the firing at the butts and firing point will be provided by using organizations.

(f) *Denial of privileges in certain cases.* Commanding officers will deny the privileges of the range and installation to any person or organization which willfully disobeys any of the rules and regulations prescribed for the use of the range, or whose conduct on the range or installation is such as to warrant such action. Commanding officers are also authorized to refuse the use of the range to any individual whose knowledge of the basic principles of rifle shooting is so deficient that the individual poses a safety hazard.

(g) *Additional rules to be prescribed.* Commanding officers are authorized to prescribe additional rules and regulations consistent with the purpose of the governing statutes (10 U.S.C. 4308-4313).

(h) *Use of ranges where no Regular Army personnel are present.* Organizations which desire to use ranges at installations where no personnel of the Regular Army are present will make application for the necessary authority to the Director of Civilian Marksmanship. The Director of Civilian Marksmanship will then request permission from the State Adjutant General or other agency concerned, and will notify the requesting club of the result. It is the responsibility of the requesting club or organization to arrange all details with the commander or agency concerned. Organizations using these ranges must provide their own arms, ammunition, and target materials. [AR 920-20, July 12, 1968] (Sec. 4308, 70A Stat. 236; 10 U.S.C. 4308)

For the Adjutant General.

HAROLD SHARON,  
Chief, Legislative and Precedent  
Branch, Office of Comptroller,  
TAGO.

[F.R. Doc. 68-11362; Filed, Sept. 18, 1968;  
8:45 a.m.]

## Title 33—NAVIGATION AND NAVIGABLE WATERS

### Chapter II—Corps of Engineers, Department of the Army PART 207—NAVIGATION REGULATIONS

#### San Francisco Bay, Calif.

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S.C. 1), § 207.640 governing the use and navigation of restricted areas in San Francisco Bay and adjacent waters, California, is hereby amended by revoking paragraph (e) in its entirety effective on publication in the FEDERAL REGISTER since the areas are no longer needed, as follows:

§ 207.640 San Francisco Bay, San Pablo Bay, Carquinez Strait, Suisun Bay, San Joaquin River, and connecting waters, California.

\* \* \* \* \*

(e) [Revoked]

\* \* \* \* \*

[Regs., Aug. 27, 1968, 1507-32 (San Francisco Bay, Calif.) ENGOW-ON] (Sec. 7, 40 Stat. 266; 33 U.S.C. 1)

For the Adjutant General.

HAROLD SHARON,  
Chief, Legislative and Precedent  
Branch, Office of the Compt.,  
TAGO.

[F.R. Doc. 68-11363; Filed, Sept. 18, 1968;  
8:45 a.m.]

## Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

### Chapter 8—Veterans Administration MISCELLANEOUS AMENDMENTS TO CHAPTER

Chapter 8 is amended as follows:

#### PART 8-3—PROCUREMENT BY NEGOTIATION

1. In § 8-3.210, paragraph (c) is revoked and paragraph (d) is added to read as follows:

§ 8-3.210 Impracticable to secure competition by formal advertising.

\* \* \* \* \*

(c) [Revoked]

(d) Contracts for the maintenance, repair and inspection of electronic automatic elevators may be negotiated under authority of FPR 1-3.210. The determinations and findings required by FPR 1-3.3 to support the use of this authority will be prepared by the contracting officer. They will be supported by a written statement from the engineer officer setting forth in detail why, in his professional engineering opinion, the negotiation of a contract for this purpose is in the best interest of the Veterans Administration.

#### PART 8-6—FOREIGN PURCHASES

2. Section 8-6.105 is revised to read as follows:

§ 8-6.105 Excepted articles, materials, and supplies.

Pursuant to the "Buy American Act," the Director, Supply Service has determined that the articles, materials, and supplies listed in this section may be acquired by the Veterans Administration without regard to source, except as provided in Subpart 8-6.53:

Acetylene, black.  
Agar, bulk.  
Anise.  
Antimony, as metal or oxide.  
Asbestos, amosite.  
Bananas.  
Beef, corned, canned.  
Beef extract.  
Bismuth.  
Books, trade, text, technical or scientific; newspapers; magazines; periodicals; printed briefs and films; not printed in the United States and for which domestic editions are not available.  
Brazil nuts.  
Cadmium ores and fine dust.  
Calcium cyanamide.  
Capers.  
Cashew nuts.  
Castor beans.  
Chalk, English.  
Chicle.  
Chrome ore or chromite.  
Cinchona bark.  
Cobalt, in cathodes, rondelles, or other primary forms.  
Cocoa beans.  
Coconut and coconut meat in shredded, desiccated, or similarly prepared form.  
Coffee, raw or green bean.  
Colchicine alkaloid, raw.

Copra.  
Cork, wood or bark and waste.  
Dammar gum.  
Diamonds, industrial.  
Emetine, bulk.  
Ergot, crude.  
Fiber, coir, abaca, and agave.  
Flax.  
Goat and kid skins.  
Graphite, natural, crystalline, crucible grade.  
Hemp.  
Hog bristles for brushes.  
Hyoscine, bulk.  
Iodine, crude.  
Ipecac, root.  
Jute and jute burlaps.  
Kaurigum.  
Lac.  
Lavender oil.  
Logs, veneer, and lumber from Alaskan yellow cedar, angelique, balsa, ekki, greenheart, liqum vitae, mahogany, and teak.  
Manganese.  
Menthol, natural, bulk.  
Mica.  
Nickel, primary, in ingots, pigs, shot, cathodes, or similar forms; nickel oxide and nickel salts.  
Nitroguanidine (also known as picrite).  
Nux vomica, crude.  
Oiticica oil.  
Olive oil.  
Olives, green; plain (unpitted) and stuffed, bulk.  
Opium, crude.  
Petroleum, crude oil; petroleum, finished products; and petroleum, unfinished oils.  
Pine needle oil.  
Platinum and platinum group metals refined, as sponge, powder, ingots, or cast bars.  
Pyrethrum flowers.  
Quartz crystals.  
Quebracho.  
Quinidine.  
Quinine.  
Radium salts.  
Rubber, crude and latex.  
Rutile.  
Santonin, crude.  
Shellac.  
Silk, unmanufactured.  
Sisal.  
Sperm oil.  
Spices and herbs.  
Sugar.  
Talc, block, steatite.  
Tapioca, tapioca flour and cassava.  
Tartar, crude, tartaric acid and cream of tartar.  
Tea.  
Thyme oil.  
Tin, in bars, blocks, and pigs.  
Tungsten.  
Vanilla beans.  
Wax, carnauba.

#### PART 8-7-CONTRACT CLAUSES

3. Section 8-7.150-23 is revised to read as follows:

§ 8-7.150-23 Noncompliance with packaging, packing, and/or marking requirements.

The following clause will be included in contracts for supplies for delivery to supply distribution warehouses or depots for storage and subsequent issue to a using activity. It may also be included when appropriate when delivery is direct to a using activity.

Noncompliance with packaging, packing, and/or marking requirements.

Failure to comply with the packaging, packing, and marking requirements indicated herein, or incorporated herein

by reference, may result in rejection of the merchandise and request for replacement, or repackaging, repacking, and/or marking. The Government reserves the right without obtaining authority from the Contractor to perform the required repackaging, repacking, and/or marking services and charge the Contractor therefor at the rate of \$10 for the first hour and \$7.50 per hour for each additional hour, with a minimum charge of \$10, or have the required repackaging, repacking, and/or marking services performed commercially under Government orders at prevailing rates and charges. In connection with any discount offered, time will be computed from the date of completion of such repackaging, repacking, and/or marking services.

(Sec. 205(c), 63 Stat. 390, as amended, 40 U.S.C. 486(c); sec. 210(c), 72 Stat. 1114, 38 U.S.C. 210(c))

These regulations are effective immediately.

Approved: September 12, 1968.

By direction of the Administrator.

[SEAL] A. H. MONK,  
Associate Deputy Administrator.

[F.R. Doc. 68-11409; Filed, Sept. 18, 1968; 8:49 a.m.]

## Title 47—TELECOMMUNICATION

[FCC 68-923]

### Chapter I—Federal Communications Commission

#### PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS: GENERAL RULES AND REGULATIONS

##### Type Approval Actions by Direct Mailing From Applicant to Laboratory

1. At the present time applications for type approval are addressed to the Secretary in Washington, D.C., and after a determination that they concern type approval are forwarded by mail to the laboratory at Laurel, Md. This involves unnecessary determination that the letter concerns type approval and unnecessary handling in Washington as well as a number of days delay because of the delay in Washington and in the mail to Laurel. Nothing useful seems to be involved in the present routing.

2. Accordingly, we are amending the rules and regulations to specify direct mailing by the applicant to the laboratory. Both the Commission and the public will benefit.

3. Because the amendment relates to matters of procedure, the prior notice and effective date provisions of section 4 of the Administrative Procedure Act, 5 U.S.C. 553, do not apply. Authority for the adoption of this amendment is contained in section (4) (i) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i).

(4) In view of the foregoing: *It is ordered*, That, effective September 20, 1968, Part 2 of Chapter I of Title 47 of the Code of Federal Regulations is amended by revising § 2.561(b) to read as follows:

#### § 2.561 Type approval.

(b) Application for type approval may be in the form of a letter addressed to the Chief, Laboratory Division, Federal Communications Commission, Post Office Box 40, Laurel, Md. 20810. The letter shall specify the part of the rules under which type approval is desired and shall include any information specifically required to be submitted under such part of the rules. In addition, the request shall describe the equipment to be tested and include the size and weight of each component. In most cases, the laboratory will advise the applicant to ship the equipment prepaid to Chief, Laboratory Division, Post Office Box 40, Laurel, Md. 20810, complete with operating instructions and circuit diagrams. Upon completion of the tests, the equipment will be returned to the applicant, shipping charges collect.

(Secs. 4, 303, 48 Stat., as amended 1006, 1082; 47 U.S.C. 154, 303)

Adopted: September 11, 1968.

Released: September 16, 1968.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] BEN F. WAPLE,  
Secretary.

[F.R. Doc. 68-11417; Filed, Sept. 18, 1968; 8:49 a.m.]

[FCC 68-926]

#### PART 89—PUBLIC SAFETY RADIO SERVICES

#### PART 91—INDUSTRIAL RADIO SERVICES

#### PART 93—LAND TRANSPORTATION RADIO SERVICES

##### Uniform Requirement Concerning the Use of Standard Operating Procedures

1. The Commission has under consideration the desirability of amending its Public Safety, Industrial and Land Transportation Radio Services Rules to reflect a uniform requirement concerning the employment, by licensees, of standard operating procedures.

2. The rules governing the Industrial and Land Transportation Radio Services require the use of a standard operating procedure. The Public Safety Radio Service Rules, however, do not have a similar requirement except for zone and interzone stations in the Police Radio Service. The attached amendment makes uniform all of these rule parts to require the adoption and use of standard operating procedures tailored to meet individual licensee requirements where necessary.



3. Authority for the amendments set out in the attached appendix is set forth in section 4 (i) and (j), and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 154 (i) and (j), and 303(r). Because the amendments relate to matters of procedure and clarification of existing rules, the prior notice and effective date provisions of section 4 of the Administrative Procedure Act, 5 U.S.C. 553, do not apply.

4. In view of the foregoing: *It is ordered*, That effective September 20, 1968, Parts 89, 91, and 93 of the Commission's rules are amended as noted below.

(Secs. 4, 303, 48 Stat., as amended 1066, 1082; 47 U.S.C. 154, 303)

Adopted: September 11, 1968.

Released: September 13, 1968.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] BEN F. WAPLE,  
Secretary.

1. Section 89.151(a) is amended to read as follows:

**§ 89.151 Operating procedure.**

(a) All communications, regardless of their nature, shall be restricted to the minimum practicable transmission time, and an efficient operating procedure shall be employed by each licensee.

\* \* \* \* \*

2. Section 91.151(d) is revised as follows:

**§ 91.151 Permissible communications.**

\* \* \* \* \*

(d) All communications, regardless of their nature, shall be restricted to the minimum practicable transmission time, and an efficient operating procedure shall be employed by each licensee. Continuous radiation of an unmodulated carrier is prohibited, except when necessary for test purposes, or when specifically authorized in writing by the Commission.

\* \* \* \* \*

3. Section 93.151(d) is revised as follows:

**§ 93.151 Permissible communications.**

\* \* \* \* \*

(d) All communications, regardless of their nature, shall be restricted to the minimum practicable transmission time, and an efficient operating procedure shall be employed by each licensee. Continuous radiation of an unmodulated carrier is prohibited, except when necessary for test purposes, or when specifically authorized in writing by the Commission.

\* \* \* \* \*

[F.R. Doc. 68-11418; Filed, Sept. 18, 1968; 8:49 a.m.]

## Title 49—TRANSPORTATION

### Chapter I—Department of Transportation

[OST Docket No. 9, Amdt. 4]

#### PART 239—STANDARD TIME ZONE BOUNDARIES

##### Relocation of Boundary Between Alaska-Hawaii Standard Time Zone and Bering Standard Time Zone

The purpose of this amendment to Part 239 of Title 49 of the Code of Federal Regulations is to change the existing boundary line between the Alaska-Hawaii standard time zone and the Bering standard time zone, so as to include within the Alaska-Hawaii zone certain communities located in the area of Bristol Bay, Alaska. Several public and private organizations in Bristol Bay requested this change.

This amendment is based on a notice of proposed rule making (OST Docket No. 9; Notice No. 68-1) issued by the General Counsel of the Department of Transportation and published in the FEDERAL REGISTER on June 14, 1968 (33 F.R. 8745).

Part 239 describes the limits of the Alaska-Hawaii standard time zone as including all U.S. territory between 141° W. longitude and 157°30' W. longitude and the entire State of Hawaii. Various commercial enterprises operating in the Bristol Bay area of Alaska requested the Department to include the Bristol Bay area in the Alaska-Hawaii time zone. The city of Dillingham, which is the principal city in the area, also requested the change. Accordingly, the notice of proposed rule making proposed that the limits of the Alaska-Hawaii time zone be extended to include all territory of the United States between 141° W. longitude and 161° W. longitude and the entire State of Hawaii.

Interested persons were given a 45-day period within which to comment on the proposal. Comments were received from commercial firms in the area, the airline serving the area, the local chamber of commerce, and local and Federal officials. All comments supported the proposal. No opposition to the proposal was received by the Department.

The Alaska Region of the Federal Aviation Administration recommended that the proposal be extended to include all territory between 141° W. longitude and 162° W. longitude. The community of Bethel lies between 161° and 162°. The Region's comment stated that the inclusion of Bethel in the Alaska-Hawaii zone would further facilitate the movement of commerce in the Bristol Bay area, and would result in more effective administration of FAA facilities. This comment appears to have merit. However, since this proposal was not contained in the notice of proposed rule making, and has

therefore not been the subject of public notice, it cannot be adopted as a part of this action. The Department of Transportation is therefore issuing a separate notice of proposed rule making on the question of moving the line to 162° W. longitude, without holding up action on this decision.

Since this amendment was requested by the persons in the areas affected, will benefit commercial interests in that area, and received no adverse comment, I find that good cause exists for making it effective in less than 30 days after publication in the FEDERAL REGISTER.

In consideration of the foregoing, effective September 22, 1968, §§ 239.13 and 239.15 are amended to read as follows:

**§ 239.13 Alaska-Hawaii standard time.**

The seventh standard time zone, the Alaska-Hawaii time zone, includes all territory of the United States located between 141° W. longitude and 161° W. longitude, and the entire State of Hawaii.

**§ 239.15 Bering standard time.**

The eighth standard time zone, the Bering time zone, includes all territory of the United States between 161° W. longitude and 172°30' W. longitude, and all of the Aleutian Islands which lie west of 172°30' W. longitude, but does not include any part of the State of Hawaii.

This amendment in no way concerns adherence to or exemption from advanced (daylight saving) time during the summer months. The Uniform Time Act requires observance of advanced (daylight saving) time within the established time zones from the last Sunday in April until the last Sunday in October but permits an individual State to exempt itself, by law, from observing advanced (daylight saving) time within the State.

(Act of Mar. 19, 1918, as amended by the Uniform Time Act of 1966; 15 U.S.C. 260-267; sec. 6(e) (5), Department of Transportation Act; 49 U.S.C. 1655(e) (5))

Issued in Washington, D.C., on September 13, 1968.

ALAN S. BOYD,  
Secretary of Transportation.

[F.R. Doc. 68-11406; Filed, Sept. 18, 1968; 8:48 a.m.]

## Title 50—WILDLIFE AND FISHERIES

### Chapter I—Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

#### PART 32—HUNTING

##### Mark Twain National Wildlife Refuge, Iowa

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

**§ 32.12 Special regulations; migratory game birds; individual wildlife refuge areas.**

**IOWA**

**MARK TWAIN NATIONAL WILDLIFE REFUGE**

Public hunting of migratory game birds on the Mark Twain National Wildlife Refuge, Iowa, is permitted only on the Big Timber Division and the Turkey Island area designated by signs as open to hunting. These areas, comprising 1,660 acres, are delineated on a map available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn. 55408. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of migratory game birds subject to the following conditions:

(1) Blinds—No permanent structure, excluding wood or brush duck blinds, shall be permitted; no blinds shall be locked or otherwise sealed against public entry.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuges generally, which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 6, 1968.

Dated: September 9, 1968.

**R. W. BURWELL,**  
*Regional Director.*

[F.R. Doc. 68-11380; Filed, Sept. 18, 1968; 8:46 a.m.]

**PART 32—HUNTING**

**Crab Orchard National Wildlife Refuge, Ill.**

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

**§ 32.32 Special regulations; big game; for individual wildlife refuge areas.**

**ILLINOIS**

**CRAB ORCHARD NATIONAL WILDLIFE REFUGE**

The public hunting of deer on the Crab Orchard National Wildlife Refuge on an area designated by signs as open to hunting is permitted with bow and arrow from one-half hour before sunrise to one-half hour before sunset daily from October 1, 1968, through November 18, 1968, and from one-half hour before sunrise until one-half hour before sunset November 25, 1968, through December 31, 1968, except during the period from December 2 through December 8, 1968, inclusive. Shotgun or single shot muzzle loading rifle hunting of deer is permitted from 6:30 a.m. to 4 p.m. from November 22, 1968, through November 24, 1968, and from December 6, 1968, through December 8, 1968. This open area, comprising 9,380 acres, is delineated on maps available at refuge headquarters and from the

Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn. 55408. Hunting shall be in accordance with all applicable State and Federal regulations governing the hunting of deer.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 31, 1968.

**L. A. MEHRHOFF Jr.,**  
*Project Manager, Crab Orchard National Wildlife Refuge, Carterville, Ill.*

SEPTEMBER 13, 1968.

[F.R. Doc. 68-11379; Filed, Sept. 18, 1968; 8:46 a.m.]

**PART 32—HUNTING**

**Audubon National Wildlife Refuge, N. Dak.**

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

**§ 32.32 Special regulations; big game; for individual wildlife refuge areas.**

**NORTH DAKOTA**

**AUDUBON NATIONAL WILDLIFE REFUGE**

Public hunting of deer on the Audubon National Wildlife Refuge, N. Dak., is permitted only in the area designated by sign as open to hunting. This open area, comprising 13,837 acres, is delineated on a map available at refuge headquarters and from the Regional Director, Bureau of Sports Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn. 55408. Hunting shall be in accordance with all applicable State regulations covering the hunting of deer, subject to the following special conditions:

(1) Hunting is permitted from 12 noon c.s.t., until sunset November 8, and from sunrise until sunset November 9 through November 17, 1968.

(2) All hunters must exhibit their hunting license, deer tag, game, and vehicle contents to Federal and State officers upon request.

(3) Vehicular traffic, including the use of boats, is prohibited by hunters on the refuge during the deer season.

The provision of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through November 17, 1968.

**DAVID C. MCGLAUCHLIN,**  
*Refuge Manager, Audubon National Wildlife Refuge, Cole Harbor, N. Dak.*

SEPTEMBER 11, 1968.

[F.R. Doc. 68-11381; Filed, Sept. 18, 1968; 8:46 a.m.]

**Title 7—AGRICULTURE**

**Chapter IX—Consumer and Marketing Service (Marketing Agreements and Orders; Fruits, Vegetables, Nuts), Department of Agriculture**

[Grapefruit Reg. 67, Amdt. 1]

**PART 905—ORANGES, GRAPEFRUIT, TANGERINES, AND TANGELOS GROWN IN FLORIDA**

**Limitation of Shipments**

*Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 905, as amended (7 CFR Part 905), regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 553) in that the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient; and this amendment relieves restrictions, from September 17, through September 29, 1968, on the handling of grapefruit grown in Florida.

*Order.* The provisions of § 905.506 (Grapefruit Reg. 67; 33 F.R. 14066) are hereby amended in the following respects:

The introductory text and paragraph (a) (1) of paragraph (a) is amended and a new paragraph (a) (2) is added to read as follows:

**§ 905.506 Grapefruit Regulation 67.**

(a) *Order.* (1) During the period September 17, 1968, through September 29, 1968, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico:

(i) Any grapefruit, grown in the production area, which do not grade at least U.S. No. 2 Russet;

(ii) Any seeded grapefruit, grown in the production area, which are smaller than  $3\frac{1}{16}$  inches in diameter, except that a tolerance of 10 percent, by count, of seeded grapefruit smaller than such minimum size shall be permitted, which

tolerance shall be applied in accordance with the provisions for the application of tolerances specified in the U.S. Standards for Florida Grapefruit; or

(iii) Any seedless grapefruit, grown in the production area, which are smaller than  $3\frac{1}{16}$  inches in diameter, except that a tolerance of 10 percent, by count, of seeded grapefruit smaller than such minimum size shall be permitted, which tolerance shall be applied in accordance with the provisions for the application of tolerances specified in the U.S. Standards for Florida Grapefruit.

(2) During the period September 30, 1968, through September 14, 1969, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico:

(i) Any seeded grapefruit, grown in the production area, which do not grade at least U.S. No. 1;

(ii) Any seeded grapefruit, grown in the production area, which are smaller than  $3\frac{1}{16}$  inches in diameter, except that a tolerance of 10 percent, by count, of seeded grapefruit smaller than such minimum size shall be permitted, which tolerance shall be applied in accordance with the provisions for the application of tolerances, specified in the U.S. Standards for Florida Grapefruit;

(iii) Any seedless grapefruit, grown in Regulation Area I, which do not grade at least U.S. No. 1;

(iv) Any seedless grapefruit, grown in Regulation Area II, which do not grade at least Improved No. 2; or

(v) Any seedless grapefruit, grown in the production area, which are smaller than  $3\frac{1}{16}$  inches in diameter, except that a tolerance of 10 percent, by count, of seedless grapefruit smaller than such minimum size shall be permitted, which tolerance shall be applied in accordance with the provisions for the application of tolerances, specified in said U.S. Standards for Florida Grapefruit.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated, September 17, 1968, to become effective September 17, 1968.

PAUL A. NICHOLSON,  
Deputy Director, Fruit and  
Vegetable Division, Consumer  
and Marketing Service.

[F.R. Doc. 68-11509; Filed, Sept. 18, 1968;  
11:31 a.m.]

[Amdt. 1]

## PART 906—ORANGES AND GRAPEFRUIT GROWN IN THE LOWER RIO GRANDE VALLEY IN TEXAS

### Container and Pack Regulations

On August 31, 1968, notice of proposed rule making was published in the FEDERAL REGISTER (33 F.R. 12333) that consideration was being given to a proposed amendment of § 906.340, *Container and pack regulations* (Subpart—Container and pack requirements), which was recommended by the Texas Valley Citrus

Committee, established pursuant to the marketing agreement, as amended, and Order No. 906, as amended (7 CFR Part 906), regulating the handling of oranges and grapefruit grown in the Lower Rio Grande Valley in Texas. This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

After consideration of all relevant matters presented, including the proposal set forth in the aforesaid notice, the recommendation and information submitted by the Texas Valley Citrus Committee (established pursuant to the amended marketing agreement and order), and other available information, it is hereby found and determined that the amended § 906.340, *Container and pack regulations*, as hereinafter set forth, is in accordance with the provisions of the said amended marketing agreement and order and will tend to effectuate the declared policy of the act.

It is hereby further found that good cause exists for not postponing the effective date of this regulation until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) notice of proposed rule making concerning this amendment, with an effective date of September 15, 1968, was published in the FEDERAL REGISTER on August 31, 1968 (33 F.R. 12333), and no objection to this amendment or such effective date was received; (2) the recommendation and supporting information for this amendment were submitted to the Department after an open meeting of the Texas Valley Citrus Committee on August 13, 1968, which was held to consider recommendations for such amendment, after giving due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; (3) the provisions of this amendment, including the effective time hereof, are identical with the aforesaid recommendation of the committee; (4) information concerning such provisions and effective time has been disseminated among handlers of oranges and grapefruit in Texas; (5) compliance with this amendment will not require any special preparation on the part of the persons subject thereto which cannot be completed by the effective time hereof; (6) shipments of the current crop of oranges and grapefruit grown in Texas are expected to begin on or about the effective date hereof, and this amendment should be effective at such time, and this amendment relaxes restrictions.

This amendment will authorize the use of another container in addition to those now authorized under § 906.340 *Container and pack regulations* (33 F.R. 11542). Such container is a  $1\frac{1}{2}$  bushel closed wirebound wooden box with inside dimensions of  $24\frac{5}{16}$  x  $11\frac{3}{8}$  x  $11\frac{3}{8}$  inches, described in Freight Container Tariff 2G as container No. 3680.

§ 906.340 [Amended]

In paragraph (a) (1) of § 906.340 (33 F.R. 11542) subdivisions (viii) and (ix) are redesignated as subdivisions (ix) and

(x), respectively, and a new subdivision (viii) is inserted reading as follows:

(viii) Closed wirebound wooden box with inside dimensions of  $24\frac{5}{16}$  x  $11\frac{3}{8}$  x  $11\frac{3}{8}$  inches, described in Freight Container Tariff 2G as container No. 3680; (Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated September 13, 1968, to become effective September 15, 1968.

PAUL A. NICHOLSON,  
Deputy Director, Fruit and Veg-  
etable Division, Consumer and  
Marketing Service.

[F.R. Doc. 68-11402; Filed, Sept. 18, 1968;  
8:48 a.m.]

[Valencia Orange Reg. 257]

## PART 908—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

### Limitation of Handling

#### § 908.557 Valencia Orange Regulation 257.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 908, as amended (7 CFR Part 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Valencia Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act by tending to establish and maintain such orderly marketing conditions for such oranges as will provide, in the interests of producers and consumers, an orderly flow of the supply thereof to market throughout the normal marketing season to avoid unreasonable fluctuations in supplies and prices, and is not for the purpose of maintaining prices to farmers above the level which it is declared to be the policy of Congress to establish under the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving



due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on September 17, 1968.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period September 20, 1968, through September 26, 1968, are hereby fixed as follows:

- (i) District 1: Unlimited movement;
- (ii) District 2: 500,000 cartons;
- (iii) District 3: Unlimited movement;
- (2) As used in this section, "handled," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in said amended marketing agreement and order.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: September 18, 1968.

PAUL A. NICHOLSON,  
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 68-11507; Filed, Sept. 18, 1968; 11:31 a.m.]

[Orange Reg. 8, Amdt. 2]

## PART 944—FRUIT; IMPORT REGULATIONS

### Oranges

On August 31, 1968, notice of proposed rule making was published in the FEDERAL REGISTER (33 F.R. 12334) that consideration was being given to a proposed amendment of § 944.307, *Orange Regulation 8*, which would limit the importation of oranges into the United States, pursuant to Part 944—Fruits; Import Regulations (7 CFR Part 944.307). This amendment of the import regulation is designed to prescribe a grade and size regulation which would be the same as the amended domestic grade and size regulation for oranges grown in the State of Texas, which is to become effective September 18, 1968. This import regulation is effective pursuant to section 8e of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

It is hereby found that it is impracticable, unnecessary, and contrary to the public interest to postpone the effective time of this regulation beyond that hereinafter specified (5 U.S.C. 553) in that (a) the requirements of this amended import regulation are imposed pursuant to section 8e of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), which makes such regulation mandatory; (b) such regulation will impose a grade and size regulation, which will be the same as the domestic grade and size regulation for oranges grown in Texas under Orange Regulation 19, as amended, which becomes effective September 18, 1968; (c) notice that amendatory action was being considered was published in the August 31, 1968, issue of the FEDERAL REGISTER (33 F.R. 12334); (d) compliance with this amendment of the import regulation will not require any special preparation which cannot be completed by the effective time hereof; (e) notice hereof in excess of 3 days, the minimum prescribed by said section 8e, is given with respect to this amendment of the import regulation; and (f) such notice is hereby determined, under the circumstances, to be reasonable.

Paragraphs (a) and (j) of § 944.307, *Orange Regulation 8* are amended to read as follows:

### § 944.307 Orange Regulation 8.

(a) On and after September 23, 1968, the importation into the United States of any oranges is prohibited unless such oranges are inspected and grade U.S. No. 2; U.S. Combination, with not less than 60 percent, by count, of the oranges in each container thereof grading at least U.S. No. 1 and the remainder grading U.S. No. 2; or any higher grades; and are of a size not smaller than 2 $\frac{1}{16}$  inches in diameter: *Provided*, That not more than 10 percent, by count, of such oranges in any lot of containers, and not more than 15 percent, by count, of such oranges in individual containers in such lot, may be of a size smaller than 2 $\frac{1}{16}$  inches in diameter.

(j) The terms "U.S. No. 2," "U.S. No. 1," "U.S. Combination," and "diameter" shall have the same meaning as when used in the United States Standards for Oranges (Texas and States other than Florida, California, and Arizona) (7 CFR 51.680-51.712). "Importation" means release from custody of the U.S. Bureau of Customs.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: September 17, 1968.

PAUL A. NICHOLSON,  
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 68-11506; Filed, Sept. 18, 1968; 11:31 a.m.]

## PART 947—IRISH POTATOES GROWN IN MODOC AND SISKIYOU COUNTIES, CALIF., AND IN ALL COUNTIES IN OREGON EXCEPT MALHEUR COUNTY

### Operating Reserve

Notice of rule making regarding a proposal to authorize the use of funds from the reserve for liquidation as an operating reserve to be effective under Marketing Agreement No. 114 and Order No. 947, both as amended (7 CFR Part 947), regulating the handling of Irish potatoes grown in Modoc and Siskiyou Counties in California and in all counties in Oregon except Malheur County, was published in the August 9, 1968, FEDERAL REGISTER (33 F.R. 11362). This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.). The notice afforded interested persons an opportunity to submit data, views, or arguments pertaining thereto not later than 15 days following its publication in the FEDERAL REGISTER. None was filed.

After consideration of all relevant matters, including the proposal set forth in the aforesaid notice which was recommended by the Oregon-California Potato Committee, established pursuant to the said marketing agreement and order, it is hereby found and determined that:

§ 947.221 Authorization to use funds from reserve for liquidation as an operating reserve.

(a) The committee, with the approval of the Secretary, may use funds authorized pursuant to § 947.44(b) to defray any expenses authorized pursuant to this part.

(b) Terms used in this section shall have the same meaning as when used in said marketing agreement and this part.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: September 13, 1968.

PAUL A. NICHOLSON,  
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 68-11400; Filed, Sept. 18, 1968; 8:48 a.m.]

## PART 958—ONIONS GROWN IN CERTAIN DESIGNATED COUNTIES IN IDAHO AND MALHEUR COUNTY, OREG.

### Expenses and Rate of Assessment

Notice of rule making regarding the proposed expenses and rate of assessment to be effective under Marketing Agreement No. 130 and Order No. 958, both as amended (7 CFR Part 958), regulating the handling of onions grown in designated counties in Idaho and Malheur County, Oreg., was published in the FEDERAL REGISTER August 27, 1968 (33 F.R. 12103). This regulatory program is effective under the Agricultural

Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.). The notice afforded interested persons an opportunity to submit data, views, or arguments pertaining thereto not later than 15 days following its publication in the FEDERAL REGISTER. None was filed.

After consideration of all relevant matters, including the proposals set forth in the aforesaid notice which were recommended by the Idaho-Eastern Oregon Onion Committee, established pursuant to said marketing agreement and order, it is hereby found and determined that:

**§ 958.212 Expenses and rate of assessment.**

(a) The reasonable expenses that are likely to be incurred during the fiscal period beginning July 1, 1968, and ending June 30, 1969, by the Idaho-Eastern Oregon Onion Committee for its maintenance and functioning, and for such purposes as the Secretary determines to be appropriate will amount to \$74,625.

(b) The rate of assessment to be paid by each handler in accordance with the Marketing Agreement and this part shall be \$0.023 per hundredweight of onions handled by him as the first handler thereof during said fiscal period.

(c) Unexpended income in excess of expenses for the fiscal period ending June 30, 1969, may be carried over as a reserve.

(d) Terms used in this section have the same meaning as when used in the said marketing agreement and this part.

It is hereby found that good cause exists for not postponing the effective date of this section until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) the relevant provisions of said marketing agreement and this part require that rates of assessment fixed for a particular fiscal period shall be applicable to all assessable onions from the beginning of such period, and

(2) the current fiscal period began on July 1, 1968, and the rate of assessment herein fixed will automatically apply to all assessable onions beginning with such date.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: September 13, 1968.

PAUL A. NICHOLSON,  
*Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.*

[F.R. Doc. 68-11401; Filed, Sept. 18, 1968; 8:48 a.m.]

**PART 993—DRIED PRUNES PRODUCED IN CALIFORNIA**

**Miscellaneous Amendments**

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and the marketing agreement, as amended, and Order No. 993, as amended (7 CFR Part 993), regulating the handling of dried prunes produced in California (hereinafter referred to collectively as the "order"), effective under said act, the operation of relevant provisions in § 993.49(c) of the order were suspended, and § 993.149(d)(1) of the administrative rules and regulations (Subpart—Administrative Rules and Regulations; 7 CFR 993.101-993.174) thereunder was terminated (33 F.R. 12032).

In view of the foregoing action, certain changes should be made in other provisions of said administrative rules and regulations so as to conform therewith. Such changes include deletion of references to the terminated subparagraph and a minor revision of the wording in one subdivision.

Therefore, it is hereby ordered as follows:

1. Subdivision (iv) of § 993.149(b)(2) is revised to read: "(iv) whether the prunes are standard or substandard;"

2. In second sentence of § 993.149(c)(4), the following is deleted: "(i) a lot described in paragraph (d)(1) of this section, and (ii)";

3. In the first sentence of § 993.149(d)(2), the following is deleted: "other than those of subparagraph (1) of this paragraph,"

4. The citation "§ 993.149(d)(1) and (2)" wherever it appears in the following provisions is revised to read "§ 993.149(d)(2)":

(a) In the first sentence of § 993.150(c);

(b) in § 993.150(e)(3);

(c) in § 993.173(a)(4); and

(d) in § 993.173(b)(2).

It is hereby found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice and engage in public rule making procedure and that good cause exists for not postponing the effective time hereof and for making this action effective as of August 1, 1968 (5 U.S.C. 553), in that: (1) Effective August 1, 1968, subparagraph (1) of § 993.149(d) was terminated; (2) the action set forth herein is a necessary conforming change; (3) handlers do not require advance notice to comply with this action; and (4) postponing the effective time hereof would serve no useful purpose.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated September 16, 1968, to become effective as of August 1, 1968.

PAUL A. NICHOLSON,  
*Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.*

[F.R. Doc. 68-11427; Filed, Sept. 18, 1968; 8:50 a.m.]

# Proposed Rule Making

## DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[ 7 CFR Part 1133 ]

### MILK IN INLAND EMPIRE MARKETING AREA

#### Notice of Proposed Suspension of Certain Provisions of the Order

Notice is hereby given that, pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), the suspension of certain provisions of the order regulating the handling of milk in the Inland Empire marketing area is being considered for the months of September, October, and November 1968.

The provisions proposed to be suspended are:

(1) In paragraph (c) of § 1133.12 the provision: "and 20 percent in the months of September through November", where such provision appears in both subparagraphs (1) and (2) of such paragraph, and

(2) Paragraph (c) (5) of § 1133.12 in its entirety.

The proposed suspension would permit a handler to divert producer milk from a pool plant to a nonpool plant during the months of September, October, and November 1968 without limit.

A cooperative association representing a substantial number of producers supplying the market has requested this suspension. Proponent stated that producer deliveries have increased in recent months more than usual for the season. It is expected that milk in excess of 20 percent of that delivered to pool plants will need to be diverted to nonpool plants during September, October, and November 1968 for manufacture into butter, cheese and other manufactured dairy products.

The proposed suspension will permit dairy farmers who have supplied the fluid milk requirements of the market to continue as producers under the order.

All persons who desire to submit written data, views, or arguments in connection with the proposed suspension should file the same with the Hearing Clerk, Room 112-A, Administration Building, U.S. Department of Agriculture, Washington, D.C. 20250, not later than 3 days from the date of Publication of this notice in the FEDERAL REGISTER. All documents filed should be in quadruplicate.

All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Signed at Washington, D.C., on September 13, 1968.

JOHN C. BLUM,  
Deputy Administrator,  
Regulatory Programs.

[F.R. Doc. 68-11408; Filed, Sept. 18, 1968;  
8:48 a.m.]

## DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

[ 23 CFR Part 255 ]

[Docket No. 29; Notice No. 1]

### FEDERAL MOTOR VEHICLE SAFETY STANDARDS

#### Motor Vehicle Safety Standard No. 205; Forward Facing Windows and Partitions and Edges

Motor Vehicle Safety Standard No. 205, "Glazing Materials—Passenger Cars, Multipurpose Passenger Vehicles, Motorcycles, Trucks, and Buses" was issued on January 31, 1967 (32 F.R. 2414), under the provisions of the National Traffic and Motor Vehicle Safety Act of 1966, and was amended on June 30, 1967 (32 F.R. 10072) and, September 19, 1968 (33 F.R. 14162.).

The Administrator is considering amending Standard No. 205 to require that, except where bullet resistant glass is used, forward facing windows (other than windshields) and partitions in front of designated seating positions shall be laminated safety glass meeting the penetration resistance test No. 26 of ASA Standard Z26.1—1966, July 15, 1966. Paragraph S3.2 will be changed to extend its application to all applicable motor vehicles instead of only campers.

In addition, paragraph S3.3 Edges of the glazing standard is being rephrased to clarify the requirement for window edges in school buses.

Interested persons are invited to submit written data, views, or arguments related to this proposed amendment. Comments must identify Docket No. 29 and be submitted in 10 copies to the National Highway Safety Bureau, Attention: Rules Docket, Room 512, Federal Highway Administration, Department of Transportation, Washington, D.C. 20591. All comments received before the close of business on September 30, 1968, will be considered by the Administrator before issuing specific rulemaking. All comments will be available in the Rules Docket for examination both before and after the closing date for comments.

In consideration of the foregoing, it is proposed to amend section 255.21 of Part 255 of the Motor Vehicle Safety regulations as set forth below.

In § 255.21, Motor Vehicle Safety Standard No. 205 as amended (33 F.R. 14162):

(a) Paragraph S 3.2 is revised to read as follows:

S 3.2 *Forward facing windows and partitions.* Except where bullet resistant glass is used, glazing materials used in forward facing windows (other than windshields) and partitions in front of designated seating positions shall conform to AS1 type laminated safety glass specifications established by ASA Standard Z26.1—1966, July 15, 1966 (hereinafter referred to as Z26.1—1966); or AS2 type laminated safety glass meeting the specifications established in Z26.1—1966 plus the Penetration Resistance Test No. 26, set forth in Z26.1—1966; or AS3 type laminated safety glass meeting the specifications established in Z26.1—1966 plus the Penetration Resistance Test No. 26, set forth in Z26.1—1966. The latter two glazing materials shall be identified by the characters AS2-26 and AS3-26 respectively.

(b) Paragraph S3.3 is revised to read as follows:

S 3.3 *Edges.* In vehicles exposed edges shall be treated in accordance with Society of Automotive Engineers Recommended Practice J673a "Automotive Glazing," August 1967. School buses, shall not have exposed edges; edges shall be banded.

This notice is issued under the authority of sections 103 and 119 of the National Traffic and Motor Vehicle Safety Act of 1966 (15 U.S.C. 1392, 1407) and the delegation of authority contained in § 1.4(c) of Part I of the regulations of the Office of the Secretary.

Issued in Washington, D.C., on September 13, 1968.

JOHN R. JAMIESON,  
Deputy Federal  
Highway Administrator.

[F.R. Doc. 68-11408; Filed, Sept. 18, 1968;  
8:48 a.m.]

## FEDERAL POWER COMMISSION

[ 18 CFR Parts 50, 160 ]

[Docket No. R-345]

### PROCUREMENT COMPETITION

#### Notice of Proposed Rule Making

SEPTEMBER 13, 1968.

1. Notice is hereby given pursuant to section 4 of the Administrative Procedure Act, that the Federal Power Commission is proposing to amend its regulations under the Federal Power Act and the Natural Gas Act to establish policies and procedures applicable, with certain exceptions, to procurement of major items of equipment, construction, and services

by licensees, public utilities, and natural gas pipelines. The Commission further proposes to require compliance with these policies and procedures as a condition to the grant of all licenses or certificates of public convenience and necessity issued on or after the effective date of the rule. In addition, all licensees, public utilities, and natural gas pipelines would be required to report periodically to the Commission as to whether they comply with the regulations with respect to all other procurement activities covered by the regulations but not directly related to licenses or certificates, and to maintain summary records showing the amounts and details of all items which have been procured, subsequent to the effective date of the regulations, by procedures failing to conform to such regulations.

2. With respect to all procurements under conditioned licenses or certificates the licensee or natural gas pipeline, would, under the proposed rules, be required to maintain for Commission inspection complete records of all pertinent transactions. With respect to all other procurements not made in conformity with the regulations each licensee, public utility or natural gas pipeline, would, under the proposed rules, be required to maintain for Commission inspection complete records as to the nature of the procurement procedure utilized including a written statement by the company official responsible for selecting the non-conforming procedure as to what steps were taken to explore the potential sources of the equipment, construction, or services to ensure they would be secured or accomplished in a manner most advantageous to the company, price and other material factors considered. All such items will be subject to examination by the Commission staff at time of periodic audit (or at such earlier time as the Commission may direct) and the licensee, public utility or natural gas pipeline will be expected to be prepared at such time to meet its statutory burden of proof in justifying such entry as involving no greater cost than if the prescribed procurement procedures had been followed. We are not presently proposing to exercise our authority to require suspension of such charges or credits pending the submission of satisfactory proof in support thereof, but instead intend to examine the operation of the various licenses, public utilities, and natural gas pipelines subsequent to the adoption of this rule before determining whether it is necessary to exercise such authority on a general or selective basis.

3. This Commission has long construed the terms "cost" and "legitimate original cost" for purposes of the Acts we administer and our Uniform Systems of Accounts as the amount actually paid for an item when first dedicated to the public service, so long as that amount paid was not coerced or unreasonable. See, e.g., Louisville Hydro-Electric Co., 1 F.P.C. 130, 139 (1933); Uniform System of Accounts, Definitions Section 8. While much of our past activity has been devoted to preventing acquisition write-ups, or dealings which because of the nature of the

participants are not fully at arms' length we are, of course, also vitally concerned with procurement and construction practices of licensees, public utilities and natural gas pipelines, which affect the prices paid for supplies and services, since, if allowed as costs under our accounts, any excess over reasonable price may be subsidized by the public through higher rates.

4. In the past we have attempted, principally through our review of the accounting of our jurisdictional companies on a case by case basis, to ensure that consumers are not burdened with extravagant, wasteful, or imprudent costs. E.g., The Susquehanna Power Co., 4 F.P.C. 74, 121-124 (1944). The process of attempting to protect the public against the effects of imprudently incurred excessive costs by audit, on a case by case basis, has not proven satisfactory. Consequently, and in light of the number and size of the companies subject to our accounting regulation, we believe that more effective procedures can be devised to promote greater reliance on the reasonableness of regulated company procurement costs. Realizing that more effective procedures are needed, the Commission instructed the staff to undertake a limited informal investigation of the procurement practices of companies subject to our jurisdiction (as well as those followed in analogous situations). This study was intended to look toward a possible rule which could be applied by management and by our staff in audits, to ensure that the prices paid for an item were not excessive. It was to explore, among other things, the extent to which existing procurement practices were adequate to take maximum advantage of competition among suppliers.

5. The "cost" concept presently utilized in our Uniform Systems of Accounts relies primarily upon the company, in making its purchasing decisions, to ensure that the lowest cost consistent with the required specifications is obtained. Since the market economy may operate imperfectly in any given individual transaction, however, it is necessary, in order to obtain the lowest cost, for a prospective purchaser to investigate all reasonable available sources of the desired items.<sup>1</sup> Thus, we sought to discover to what extent electric utilities and natural gas pipelines availed themselves of the benefits of competition with respect to procurement, and to what extent, through habit or lack of knowledge of alternative sources, they allowed them-

<sup>1</sup> Investigation of a large number of possible sources of the desired items also would make it more difficult for suppliers to erect illegal artificial barriers to the operation of the market economy. There have been several recent instances of such illegal combinations of utility suppliers, and the effects have, on occasion, been quite substantial. For example, only recently the United States and TVA recovered \$8,918,650 in settlement of an Antitrust suit predicted on overcharges on total purchases of approximately \$107 million. This action followed a successful criminal prosecution, the initial impetus for which stemmed from investigation of the bidding for sales to TVA.

selves to forego those benefits, dealing only with restricted lists of suppliers.

6. The staff examination of procurement practices indicates that the great majority of companies investigated ordinarily utilize some form of competitive procurement for major items and construction. Some lists of prospective suppliers which the companies maintain, however, appear to be unnecessarily restricted. Unnecessary restriction would appear often to leave management without an adequate knowledge of the procurement choices available; this lack of knowledge must, on occasion, lead to awards to suppliers whose prices and terms are less favorable to the company than would have been the case if the company had proceeded with full knowledge of available choices.

7. The wide use of competitive procurement by our jurisdictional companies, even with the shortcomings presently indicated, suggests that they have found the use of competitive procurement both feasible and advantageous.<sup>2</sup> Our examination of the experience of government-owned utilities utilizing competitive procurement techniques, such as TVA, as well as the Communications Satellite Corp., which operates pursuant to procurement regulations promulgated by the Federal Communications Commission, 47 CFR 25, reinforces our views as to the feasibility and value of such procedures. Nor can we ignore the experience of the Department of Defense, which estimates that it has saved approximately 25 percent on procurements shifted from non-competitive to competitive status. See, e.g., Testimony of Secretary of Defense McNamara, Hearings Before the Subcommittee on Federal Procurement and Regulation of the Joint Economic Committee, 89th Cong., 1st session, Apr. 27, 1965, p. 13.

8. We are convinced that it is possible to prescribe policies and procedures for procurement of major items of equipment, construction, and services which will not impose an undue burden upon management of our jurisdictional companies, but will help to ensure that their procurement decisions are made on the basis of a full knowledge of procurement possibilities, and of the possible savings available through the intelligent use of competition. We do not believe, however, that any one technique is necessarily preferable for all types of procurement which should be subject to some form of competitive procedures, or to all types of companies alike. Consequently, we are proposing to establish a system which encourages the companies to choose among alternative

<sup>2</sup> Several utilities have re-examined their procurement practices since our staff commenced, in December 1965, its study of procurement practices of companies subject to our jurisdiction. At least one utility has documented savings of about 15 percent on certain procurements by increasing competition. Another utility has added 12 new contractors to its bidding lists and four of these new contractors have already been awarded jobs as a result of low bids.

methods of competitive procurement, each of which utilizes widespread public notification of possible suppliers for major purchases. These methods are already utilized by some of the companies subject to our jurisdiction and the specific procedures we propose have been drafted in light of experience with other Federal and private procurement practices.

9. (a) First, of course, is the traditional sealed-bid formal advertising procedure. After public notice, specifications are sent to prospective bidders who are requested to reply with formal binding bids. The company then selects, from those responsible bidders whose proposals meet or exceed the specifications, the bid most advantageous to the company and its customers, price and other material factors considered. (b) Industry and Government experience has shown, however, that in many cases greater flexibility is required, where, for example, specifications cannot be drawn with the certitude needed to support a precise formal bid. In such cases, requests for bids or proposals are sent to prospective suppliers, describing the items or services as closely as possible, and negotiations are conducted following the receipt of proposals with those offerors who offer the most advantageous terms, demonstrate acceptable technical grasp of the company's needs, or otherwise appear best qualified. After negotiations with such offerors, contract award is made on the final proposal considered most advantageous, price and other factors considered. (c) Under a third technique, the so-called two-step procurement method, negotiations are held on the technical proposals submitted in the first step, and award is based on bids submitted in the second step.

10. The availability of a wide variety of competitive techniques such as those described should, we believe, provide management with needed flexibility to adapt procedures to specific problems. But, so long as a company complies with the advertising requirements, it may then utilize any similar method of choosing among prospective suppliers which it may desire. Where a company believes that no form of competitive procurement is feasible we shall provide, in the case of procurements under conditioned licenses or certificates, for waiver of the regulations by the Commission. With respect to all other procurements, companies will be required to maintain detailed records as hereinabove described.

11. We recognize that there are circumstances in which the legitimate interests of the purchasing entity and its customers will not be served by mechanical acceptance of the lowest bid or proposal, either as tendered or as modified after appropriate negotiations. In most cases, valid noncost elements of choice such as reasonable preferences for domestic sellers, past supplier experience with particular types of construction or manufacture, considerations of guaranteed completion dates, performance bonds, etc., can and should be set forth in the procurement specifications. We shall not attempt, however, to foreclose a

company from accepting a bid or proposal other than the lowest one meeting the specifications. Instead we believe that an appropriate standard is that adopted by GSA in its procurement activities and by the FCC for its Communications Satellite Corp. procurement rules, under which the licensee, utility or pipeline should accept the bid or proposal of that company which is most advantageous to the company, price and other material factors considered.

12. We shall require the company in each case to give public notice of the name of the successful bidder, to notify all unsuccessful bidders, and to make available upon request by any unsuccessful bidder a succinct written statement of why his bid or proposal was not accepted. Otherwise we are not proposing any mandatory public disclosure of the nature or contents of the successful and unsuccessful bids, although such information will, of course, be available to the Commission. Further to ensure against any abuse of the broad discretion retained by the purchasing companies, we shall require that in each procurement action a detailed written statement of the basis for contract award be prepared by the responsible official of the purchasing company, which will also be available for examination by the Commission or its staff.

13. The system we propose leaves the ultimate determination of which bid is most advantageous, price and other factors considered, entirely to the management of the jurisdictional company. We do not believe that it would be either appropriate or necessary for this Commission to establish any procedures by which it would intervene in that selection process or establish a forum before which dissatisfied bidders could assert their right to a contract award. Rather, we believe, the selection of bidders should be left to management, subject to review only at the time of audit, at which point clear abuses of managerial discretion, if any, can be dealt with. This procedure will adequately protect the consumers, create the least possible interference with management's necessary freedom of action, and avoid an excessive administrative burden upon this Commission.

14. We shall also require, that each licensee, public utility and natural gas pipeline, place in writing, file with the Commission and make available to any member of the public upon request a comprehensive Statement of Procurement Policies and Procedures, and any amendments thereto. We intend by our review of these statements to pinpoint additional problem areas in utility procurement practices which may be the subject of future rulemakings. In addition, we believe that the procurement policies and procedures of regulated companies should be available on an impartial basis to all prospective suppliers, and that knowledge thereof will promote sound and effective procurement. We see no valid reason why these statements should not be available, as well, to any member of the public upon request. To

ensure that the required statements address specific pertinent aspects of procurement policy and practice we shall prescribe a number of topics to be included. The statements need not, however, be limited to the precise topics we set forth.

15. Any interested person may submit to the Federal Power Commission, on or before December 16, 1968, data, views, and comments in writing concerning the amendments proposed herein. The Commission will consider these written submissions before taking any action upon the proposed amendments. An original and fourteen copies of any such submissions shall be filed.

16. For reasons stated above, the Commission proposes the attached amendments.

By direction of the Commission,<sup>1</sup>

GORDON M. GRANT,  
Secretary.

## PART 50—PROCUREMENT REGULATIONS

Sec.	
50.1	Applicability.
50.2	Scope of regulations.
50.3	Definition.
50.4	Lists of potential suppliers.
50.5	Public advertising.
50.6	Solicitation of bids, negotiation and award of contracts.
50.7	Rejection of all bids or proposals.
50.8	Notice of award.
50.9	Maintenance of records.
50.10	Waiver.
50.11	Reporting requirements for all licensees, permittees and public utilities with respect to noncompetitive procurements.
50.12	Filing of company procurement policies and practices.

**AUTHORITY:** The provisions of this Part 50 issued under secs. 10g, 304, 309, 41 Stat. 1068, 49 Stat. 855, 858. Interpret or apply secs. 4(b), 208, 301, 304, and 309; 49 Stat. 839, 853, 854, 855, 858; 16 U.S.C. 797(b), 824g, 825, 825c, and 825h.

### § 50.1 Applicability.

The provisions of this part of the regulations shall apply to all procurements not exempted by § 50.2 hereof, relating to the project works for which a permit or license has been issued, and the permit or license in question will be conditioned so to require. In addition, every permittee, licensee, or public utility will be required to comply with the provisions of §§ 50.11 and 50.12.

### § 50.2 Scope of regulations.

The regulations in this part apply to all procurements of materials, supplies, equipment and services, including construction, by a permittee, licensee, or public utility initiated after the effective date hereof, except:

(a) Procurements unrelated to activities of the company regulated by the Commission;

(b) Procurements reasonably estimated not to exceed \$100,000;

<sup>1</sup> Commissioner Carver has requested that the minutes of the Commission show that he opposes the issuance of this proposed rulemaking.



(c) Procurement of utility or other services regulated as to price;

(d) Procurement of employee services;

(e) Contracts solely for personal services, other than repair, maintenance, management consultant, and construction.

(f) Procurement to meet emergencies beyond the control of the permittee, licensee, or public utility, where compliance with the provisions of this part would preclude receipt of equipment or services within the time required for essential company operation;

(g) Procurement under contracts executed before ----- 1969;

(h) Procurement of capital.

### § 50.3 Definition.

For the purposes of this regulation, competitive procurement means the solicitation of bids or proposals from all known qualified sources, and the award of contracts, after negotiation where appropriate, on the basis of the bid or proposal offering the most advantageous terms, price, and other material factors considered.

### § 50.4 Lists of potential suppliers.

Licensees, permittees, and public utilities shall maintain and utilize lists of potential suppliers for each major category of property or services procured. Lists shall include all potential suppliers which, in the opinion of the company, are qualified for solicitation. Unless otherwise determined by the company for good cause, lists shall include all potential suppliers which have requested that their names be included and all potential suppliers which have submitted bids or proposals in the 5 years preceding any review of the list. Determinations to delete or exclude potential suppliers from the lists for good cause shall be placed in writing, together with the reasons therefor, and included among the records required to be maintained by § 50.9.

### § 50.5 Public advertising.

At least 15 days prior to the solicitation of sources for any procurement, licensees, permittees, and public utilities shall post notice of the intended procurement in a public place and shall publish notice in a nationally distributed trade or general business publication or, where appropriate to the particular procurement and the likely sources of potential suppliers, in a regional, State, or local publication. Notices shall contain sufficient information to permit prospective suppliers to request that they be included in the solicitation or to request that their names be placed on the list of potential suppliers for similar procurements in the future.

### § 50.6 Solicitation of bids, negotiation and award of contracts.

With respect to each procurement, licensees, permittees and public utilities shall solicit bids or proposals from each source included in the appropriate list maintained in accordance with § 50.4, and from each additional source which requests to be included under the pro-

cedures set forth in § 50.5. Companies may utilize any reasonable method of competitive procurement in the award of contracts, including but not limited to sealed-bid formal advertising, two-step formal advertising or competitive negotiation following the receipt of bids or proposals. In all cases, however, contracts shall be awarded on the basis of the offer, bid, or proposal considered most advantageous to the company in rendering public service, price and other material factors considered. Negotiations following the receipt of bids or proposals shall not be limited to a single source unless the company determines in writing that bids or proposals offering an equal or lower total price, if any, are unacceptable and that negotiations would serve no useful purpose.

### § 50.7 Rejection of all bids or proposals.

Licensees, permittees, and public utilities may reserve the right in invitations to bid or requests for proposals to reject all bids or proposals and cancel or postpone the procurement, prior to or following negotiations, if any. Each determination to reject all bids or proposals shall be evidenced by a written justification thereof.

### § 50.8 Notice of award.

The name of the successful bidder or offeror shall be publicly announced and all unsuccessful bidders or offerors notified thereof. Upon written request the company shall explain in writing to any unsuccessful bidder or offeror the reasons why his bid or proposal was not accepted.

### § 50.9 Maintenance of records.

In addition to the requirements of the Commission's Regulations to Govern the Preservation of Records of Public Utilities and Licensees, licensees, permittees, and public utilities shall maintain and preserve for 5 years, with respect to each procurement, evidence of public notice and advertising, the names of those to whom bids or proposals were sent, copies of the invitation to bid or request for proposals, bids or proposals received, determinations, if any, limiting negotiations pursuant to § 50.6, copies of acceptances and rejections of bids or proposals, any determinations to reject all bids or proposals, public notice of contract award and any responses explaining why a bid or proposal was unsuccessful, and a company memorandum documenting the basis for contract award.

### § 50.10 Waiver.

Upon a showing by the licensee, permittee, or public utility that the procedures set out in §§ 50.4-50.9 cannot feasibly be complied with in a particular case, the Commission may grant a waiver thereof in advance of the procurement award.

### § 50.11 Reporting requirements for all licensees, permittees and public utilities with respect to noncompetitive procurements.

Any licensee, permittee, or public utility which, subsequent to the effective

date of the regulation in this part, acquires materials, supplies, equipment, construction, or services as defined in § 50.2, through procedures other than those specified herein shall maintain summary records showing the amount and details of all such items. With respect to each noncomplying procurement, every licensee, permittee, or public utility shall maintain for inspection by the Commission or its staff complete records of the procurement procedure utilized, including, but not limited to, a written statement by the company official responsible as to what steps, if any, were taken to explore potential sources for the item or services and to insure that the procurement would be effected in a way most advantageous to the company, price and other material factors considered. Pending further action by the Commission all such noncomplying procurements will be subject to examination as to reasonableness of the cost incurred. A complete report with respect to all noncomplying procurements of \$1 million or more shall be forwarded to the Commission's Chief Accountant within 60 days of the award of the contract therefor.

### § 50.12 Filing of company procurement policies and practices.

Not later than each licensee, permittee and public utility shall be required to reduce to writing, file with the Commission in triplicate and make available to any member of the public upon request a comprehensive statement of its procurement policies and procedures. Amendments thereto shall likewise be filed and made available within 30 days of their effective dates. Statements of Procurement Policies and Procedures shall include, but not be limited to, the following:

(a) Policies governing the choice of procurement method (sealed-bid formal advertising, competitive negotiation, noncompetitive contract awards, etc.) with specific reference to the following categories:

- (1) Equipment.
- (2) Materials and supplies.
- (3) Construction.
- (4) Repair, maintenance and management services.

(5) Research and development.

(b) Policies and procedures governing the inclusion or exclusion of prospective suppliers, including any special product or service qualification procedures.

(c) Extent and nature of public notice of proposed procurements, and of direct notice to prospective suppliers.

(d) Procedures governing the opening of sealed bids and proposals, negotiations with bidders or offerors, and criteria for contract award thereunder.

(e) Policies and procedures with respect to types of contracts (cost-plus, incentive type, fixed price, etc.).

(f) Procedures governing public notice of contract awards and direct notice to unsuccessful bidders or offerors.

(g) Policies and procedures governing emergency procurements and any similar exceptions to competitive procurement.

(h) Any special procurement policies or restrictions such as those relating to foreign suppliers, regional, State or local suppliers, small business suppliers, procurement from corporate affiliates, and union or nonunion suppliers.

(i) Policies and procedures, if any, with respect to approval or control of subcontracts and subcontractors.

(j) Procedures governing internal company review and control of procurement activities, including levels of contract review and approval, audit of procurement activities, conflict-of-interest regulations and the like.

## PART 160—PROCUREMENT REGULATIONS

- Sec.
- 160.1 Applicability.
- 160.2 Scope of regulations.
- 160.3 Definition.
- 160.4 Lists of potential suppliers.
- 160.5 Public advertising.
- 160.6 Solicitation of bids, negotiation and award of contracts.
- 160.7 Rejection of all bids or proposals.
- 160.8 Notice of award.
- 160.9 Maintenance of records.
- 160.10 Waiver.
- 160.11 Reporting requirements for all natural gas pipelines with respect to noncompetitive procurements.
- 160.12 Filing of company procurement policies and practices.

**AUTHORITY:** The provisions of this Part 160 issued under sec. 16, 52 Stat. 830. Interpret or apply secs. 4(e), 5(a), 5(b), 6(a), 6(b), 7(e), 8(a), 10(a), and 13, 52 Stat. 823-827, 51 Stat. 459, and 76 Stat. 72, 15 U.S.C. 717c, 717d, 717e, 717f, 717g, 717i, and 717l.

### § 160.1 Applicability.

The provisions of this part of the regulations shall apply to all procurements not exempted by § 160.2 hereof, relating to the facilities or operations covered by any certificate of public convenience or necessity issued to a natural gas pipeline, application for which is filed after \_\_\_\_\_ 1969, and the certificate in question will be conditioned so to require. In addition, every natural gas pipeline will be required to comply with the provisions of §§ 160.11 and 160.12.

### § 160.2 Scope of regulations.

The regulations in this part apply to all procurements of materials, supplies, equipment, and services, including construction, by a natural gas pipeline initiated after the effective date hereof, except:

- (a) Procurements unrelated to activities of the company regulated by the Commission;
- (b) Procurements reasonably estimated not to exceed \$100,000;
- (c) Purchased gas contracts;
- (d) Procurement of utility or other services regulated as to price;
- (e) Procurement of employee services;
- (f) Contracts solely for personal services, other than repair, maintenance, management consultant, and construction.
- (g) Procurement to meet emergencies beyond the control of the natural gas company, where compliance with the provisions of this part would preclude

receipt of equipment or services within the time required for essential company operation;

(h) Procurement under contracts executed before \_\_\_\_\_ 1969;

(i) Procurement of capital.

### § 160.3 Definition.

For the purposes of the regulation in this part, competitive procurement means the solicitation of bids or proposals from all known qualified sources, and the award of contracts, after negotiation where appropriate, on the basis of the bid or proposal offering the most advantageous terms, price and other material factors considered.

### § 160.4 Lists of potential suppliers.

Natural gas pipelines shall maintain and utilize lists of potential suppliers for each major category of property or services procured. Lists shall include all potential suppliers which, in the opinion of the natural gas pipelines, are qualified for solicitation. Unless otherwise determined by the pipeline company for good cause, lists shall include all potential suppliers which have requested that their names be included and all potential suppliers which have submitted bids or proposals in the 5 years preceding any review of the list. Determinations to delete or exclude potential suppliers from the lists for good cause shall be placed in writing, together with the reasons therefor, and included among the records required to be maintained by § 160.9.

### § 160.5 Public advertising.

At least 15 days prior to the solicitation of sources for any procurement, natural gas pipelines shall post notice of the intended procurement in a public place and shall publish notice in a nationally distributed trade or general business publication or, where appropriate to the particular procurement and the likely sources of potential suppliers, in a regional, State, or local publication. Notices shall contain sufficient information to permit prospective suppliers to request that they be included in the solicitation or to request that their names be placed on the list of potential suppliers for similar procurements in the future.

### § 160.6 Solicitation of bids, negotiation and award of contracts.

With respect to each procurement companies shall solicit bids or proposals from each source included in the appropriate list maintained in accordance with § 160.4, and from each additional source which requests to be included under the procedures set forth in § 160.5. Natural gas pipeline companies may utilize any reasonable method of competitive procurement in the award of contracts, including but not limited to sealed-bid formal advertising, two-step formal advertising or competitive negotiation following the receipt of bids or proposals. In all cases, however, contracts shall be awarded on the basis of the offer, bid, or proposal considered most advantageous to the company in rendering public service, price and other material factors considered. Negotiations following the

receipt of bids or proposals shall not be limited to a single source unless the company determines in writing that bids or proposals offering an equal or lower total price, if any, are unacceptable and that negotiations would serve no useful purpose.

### § 160.7 Rejection of all bids or proposals.

Natural gas pipeline companies may reserve the right in invitations to bid or requests for proposals to reject all bids or proposals and cancel or postpone the procurement, prior to or following negotiations, if any. Each determination to reject all bids or proposals shall be evidenced by a written justification thereof.

### § 160.8 Notice of award.

The name of the successful bidder or offeror shall be publicly announced and all unsuccessful bidders or offerors notified thereof. Upon written request the company shall explain in writing to any unsuccessful bidder or offeror the reasons why his bid or proposal was not accepted.

### § 160.9 Maintenance of records.

In addition to the requirements of the Commission's Regulations to Govern the Preservation of Records of Natural Gas Companies, natural gas pipelines shall maintain and preserve for 5 years with respect to each procurement evidence of public notice and advertising, the names of those to whom bids or proposals were sent, copies of the invitation to bid or request for proposals, bids or proposals received, determinations, if any, limiting negotiations pursuant to § 160.6, copies of acceptances and rejections of bids or proposals, any determinations to reject all bids or proposals, public notice of contract award and any responses explaining why a bid or proposal was unsuccessful, and a company memorandum documenting the basis for contract award.

### § 160.10 Waiver.

Upon a showing by the natural gas pipeline that the procedures set out in §§ 160.4-160.9 cannot feasibly be complied with in a particular case, the Commission may grant a waiver thereof in advance of the procurement award.

### § 160.11 Reporting requirements for all natural gas pipelines with respect to noncompetitive procurements.

Any natural gas pipeline company which, subsequent to the effective date of the regulation in this part, acquires materials, supplies, equipment, construction or services as defined in § 160.2, through procedures other than those specified herein shall maintain summary records showing the amount and details of all such items. With respect to each noncomplying procurement, every natural gas pipeline shall maintain for inspection by the Commission or its staff complete records of the procurement procedure utilized, including, but not limited to, a written statement by the company official responsible as to what steps, if any, were taken to explore potential sources for the item of services and to insure that the procurement would be

## PROPOSED RULE MAKING

effected in a way most advantageous to the company, price and other material factors considered. Pending further action by the Commission all such non-complying procurements will be subject to examination as to reasonableness of the cost incurred. A complete report with respect to all noncomplying procurements of \$1 million or more shall be forwarded to the Commission's Chief Accountant within 60 days of the award of the contract therefor.

**§ 160.12 Filing of company procurement policies and practices.**

Not later than \_\_\_\_\_ 1969, each pipeline company shall be required to reduce to writing, file with the Commission in triplicate and make available to any member of the public upon request a comprehensive statement of its procurement policies and procedures. Amendments thereto shall likewise be filed and made available within 30 day of their effective dates. Statements of Procurement Policies and Procedures shall in-

clude, but not be limited to, the following:

(a) Policies governing the choice of procurement method (sealed-bid formal advertising, competitive negotiation, noncompetitive contract awards, etc.), with specific reference to the following categories:

- (1) Equipment.
- (2) Materials and supplies.
- (3) Construction.
- (4) Repair, maintenance and management services.
- (5) Research and development.

(b) Policies and procedures governing the inclusion or exclusion of prospective suppliers, including any special product or service qualification procedures.

(c) Extent and nature of public notice of proposed procurements, and of direct notice to prospective suppliers.

(d) Procedures governing the opening of sealed bids and proposals, negotiations with bidders or offerors, and criteria for contract award thereunder.

(e) Policies and procedures with respect to types of contracts (cost-plus, incentive type, fixed price, etc.).

(f) Procedures governing public notice of contract awards and direct notice to unsuccessful bidders or offerors.

(g) Policies and procedures governing emergency procurements and any similar exceptions to competitive procurement.

(h) Any special procurement policies or restrictions such as those relating to foreign suppliers, regional, state or local suppliers, small business suppliers, procurement from corporate affiliates, and union or nonunion suppliers.

(i) Policies and procedures, if any, with respect to approval or control of subcontracts and subcontractors.

(j) Procedures governing internal company review and control of procurement activities, including levels of contract review and approval, audit of procurement activities, conflict-of-interest regulations and the like.

[F.R. Doc. 68-11394; Filed, Sept. 18, 1968; 8:48 a.m.]



# Notices

## DEPARTMENT OF STATE

### Agency for International Development

[Delegation of Authority No. 27 (Amdt. 6)]

#### CERTAIN OFFICIALS

##### Delegation of Authority

Pursuant to the authority delegated to me by Delegation of Authority No. 104, as amended, from the Secretary of State, dated November 3, 1961 (26 F.R. 10608), I hereby direct that Delegation of Authority No. 27, be, and it is hereby further amended, as follows:

SECTION 1 Amend section I, 4, by adding to the end of the paragraph, the following: "and with respect to any of the persons authorized to be employed and compensated at rates higher than those provided for Grade 15 of the General Schedule established by section 5332 of title 5 of the United States Code, the authority (1) to appoint those personnel transferring from appointment under sections 631 (b) and (c) of the Act, and (2) to remove those persons in cases of death, resignation, or retirement, except trial retirement;"

SEC. 2 Amend section I by adding the following new subsection at the end thereof: "21. In accordance with sections 631 (b) and (c) of the Act, the authority to approve removals for the purpose of appointment under section 625(b), and to remove in the case of death, resignation or retirement, except trial retirement, persons employed as Chief of Mission, Deputy Chief of Mission, A.I.D. Representative, and the Chairman of the Development Assistance Committee of the Organization for Economic Cooperation and Development."

SEC. 3 Amend subsections 2 and 3 of section III to read as follows:

"2. In accordance with section 625 (b) of the Act, the authority to appoint, compensate and remove any of the persons authorized to be employed and compensated at rates higher than those provided for Grade 15 of the General Schedule established by section 5332 of title 5 of the United States Code. Notwithstanding this reservation, the Assistant Administrator for Administration may exercise those authorities set forth in subsection 4 and 21 of section I of this Delegation of Authority.

"3. In accordance with sections 631 (b) and (c) of the Act, the authority to approve the appointment, promotion, extension of tours beyond 3 months, transfer and removal of persons employed as Chief of Mission, Deputy Chief of Mission, A.I.D. Representative, and the Chairman of the Development Assistance Committee of the Organization for Economic Cooperation and Development, in-

cluding the authority to set or approve the compensation and allowances to be paid to such personnel. Notwithstanding this reservation, the Assistant Administrator for Administration may exercise those authorities set forth in subsections 4 and 21 of this Delegation of Authority."

This amendment to delegation of Authority No. 27 is effective immediately.

Dated: September 12, 1968.

WILLIAM S. GAUD,  
Administrator.

[F.R. Doc. 68-11399; Filed, Sept. 18, 1968; 8:48 a.m.]

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

[Phoenix Area Office Redlegation Order 1, Amdt. 10]

#### SUPERINTENDENTS, SCHOOL SUPERINTENDENT, PROJECT ENGINEER, AND OFFICER IN CHARGE OF AREA FIELD OFFICE

##### Redelegation of Authority With Respect to Leases and Permits (Nonmineral)

Phoenix Order 1, 20 F.R. 992 (an order by which the Area Director, Phoenix Area, redelegates authority to Superintendents, School Superintendent, Project Engineer, and Officer in Charge of Area Field Office), as amended, is further amended as hereinafter indicated:

Section 2.12, under the heading "Functions Relating to Lands and Minerals," is amended to read as follows:

SEC. 2.12 *Leases and Permits (Nonmineral)*. All those matters set forth in 25 CFR Part 131 except:

(1) The approval of leases which provide for a duration in excess of 10 years, inclusive of any provisions for extensions or renewals thereof; and, the approval of any amendment of such lease changing the use purpose or reducing the rental. This exception does not apply to the leasing of tribal land for homesite purposes to members of the tribe or to tribal housing authorities.

(2) Modification of any forms approved by the Secretary of the Interior, the Commissioner of Indian Affairs, or the Area Director.

W. WADE HEAD,  
Area Director.

Approved: September 11, 1968.

GEORGE W. HUBLEY, Jr.,  
Assistant Commissioner.

[F.R. Doc. 68-11382; Filed, Sept. 18, 1968; 8:46 a.m.]

[Phoenix Area Office Redlegation Order 1, Amdt. 11]

#### SUPERINTENDENTS, SCHOOL SUPERINTENDENT, PROJECT ENGINEER, AND OFFICER IN CHARGE OF AREA FIELD OFFICE

##### Redelegation of Authority With Respect to Title Transfers and Alienations of Trust or Restricted Indian Lands

Phoenix Order 1, 20 F.R. 992 (an order by which the Area Director, Phoenix Area, redelegates authority to Superintendents, School Superintendent, Project Engineer, and Officer in Charge of Area Field Office), as amended, is further amended as hereinafter indicated:

A new section, No. 2.4, is added under the heading "Functions Relating to Lands and Minerals" as follows:

SEC. 2.4 *Sales, Fee Patents, and Other Matters in 25 CFR 121*. The approval of applications by individuals for acquisition, sale, exchange, partition, patent in fee, certificate of competency, and removal of restrictions on Indian land. The approval by the respective officials of applications, by those tribes possessing statutory authority, for acquisition, sale, and exchange of trust or restricted Indian lands. The authority herein does not extend to the issuance of land sale advertisements without the prior approval of the Area Director.

W. WADE HEAD,  
Area Director.

Approved: September 11, 1968.

GEORGE W. HUBLEY, Jr.,  
Assistant Commissioner.

[F.R. Doc. 68-11383; Filed, Sept. 18, 1968; 8:46 a.m.]

[Bureau Order 551, Amdt. 120]

#### AREA DIRECTORS

##### Redelegation of Authority Regarding Specific Legislation

SEPTEMBER 11, 1968.

Order 551 (an order by which the Commissioner of Indian Affairs redelegates authority to Bureau officials), as amended, is further amended by the revision of sections 369 and 370 (Amdt. 79, 28 F.R. 1118). The revision authorizes Bureau Area Directors to exercise the authority of the Secretary of the Interior under the act of July 21, 1968 (Public Law 90-414; 82 Stat. 396), which supplements the act of October 3, 1962 (Public Law 87-734; 76 Stat. 698) and the act of October 3, 1962 (Public Law 87-735; 76 Stat. 704), and under any other acts amendatory thereof, which authority was

delegated by the Secretary of the Interior to the Commissioner in sections 30(a), (21), and (22) of Secretarial Order 2508 (Amdt. 15, 21 F.R. 7655; Amdt. 53, 28 F.R. 1072).

As revised, sections 369 and 370 of Order 551 read as follows:

Sec. 369. *Authority under act of October 3, 1962 (76 Stat. 698).* The exercise of all authority vested in the Secretary of the Interior (a) in said act which provides for the acquisition of tribal and individually owned lands on the Lower Brule Sioux Reservation in South Dakota for the Big Bend Dam, and for the rehabilitation and social and economic development of the members of the tribe and for other purposes; and (b) in any other acts amendatory thereof. This authority does not include the issuance of land patents.

Sec. 370. *Authority under act of October 3, 1962 (76 Stat. 704).* The exercise of all authority vested in the Secretary of the Interior in (a) said act which provides for the acquisition of tribal and individually owned lands on the Crow Creek Sioux Reservation in South Dakota for the Big Bend Dam, and for the rehabilitation and social and economic development of the members of the tribe, and for other purposes; and (b) in any other acts amendatory thereof. This authority does not include the issuance of land patents.

ROBERT L. BENNETT,  
Commissioner.

[F.R. Doc. 68-11384; Filed, Sept. 18, 1968; 8:47 a.m.]

## Bureau of Land Management

[A 2183]

### ARIZONA

#### Notice of Proposed Withdrawal and Reservation of Lands

The Forest Service, U.S. Department of Agriculture, has filed an application, Serial No. A 2183, for withdrawal of lands from mineral location and entry under the General Mining Laws.

The Forest Service has developed the property to public campgrounds and other recreation use. They plan to increase this development during the next 2 years. This withdrawal is needed to provide tenure for investing in the property and prevent any activities which may be adverse to public recreational use of the property. The withdrawal would be made subject to valid existing rights.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal, may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, 3022 Federal Building, Phoenix, Ariz. 85025.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party.

This is a republication of the notice which appeared on page 10750, F.R. Vol. 33, No. 146, Saturday, July 27, 1968. The previous publication did not specify the types of entries from which the lands are being withdrawn.

The lands involved in the application are as follows:

#### GILA AND SALT RIVER MERIDIAN, ARIZONA

##### KAIABAB LAKE CAMPGROUND

T. 22 N., R. 2 E.,  
Sec. 14, S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ , E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ ,  
SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , SW $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ ,  
NE $\frac{1}{4}$ SE $\frac{1}{4}$ ,  
Sec. 15, S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SE $\frac{1}{4}$ .

The area described aggregates 620 acres.

##### PARKS CAMPGROUND

T. 22 N., R. 4 E.,  
Sec. 22, lots 1, 2, 7, and 8;  
Sec. 27, lots 1, 2, 5, 6, and 13.

The area described aggregates 294.32 acres.

##### TEN X CAMPGROUND

T. 29 N., R. 2 E.,  
Sec. 1, lots 1 and 2.  
T. 30 N., R. 2 E.,  
Sec. 36, SE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ SW $\frac{1}{4}$ ,  
SE $\frac{1}{4}$ ,  
T. 30 N., R. 3 E.,  
Sec. 31, lot 4.

The area described aggregates 478.31 acres.

The total areas described above aggregate approximately 1,392.63 acres within the Kaibab National Forest.

Dated: September 11, 1968.

RILEY E. FOREMAN,  
Acting State Director.

[F.R. Doc. 68-11371; Filed, Sept. 18, 1968; 8:45 a.m.]

### COLORADO

#### Notice of Termination of Proposed Withdrawal and Reservation of Lands

SEPTEMBER 12, 1968.

Notice of a Bureau of Sports Fisheries and Wildlife application, C-014355, for withdrawal and reservation of lands for wildlife use, was published as FEDERAL REGISTER Document No. 59-3599, on pages 3119 and 3120 of the issue for April 22, 1959. The applicant agency has canceled its application involving the lands described in the FEDERAL REGISTER publication referred to above. Therefore, pursuant to the regulations contained in 43 CFR Part 2311, such lands, at 8 a.m., on October 18, 1968, will be relieved of the segregative effect of the above-mentioned application.

J. ELLIOTT HALL,  
Land Office Manager.

[F.R. Doc. 68-11372; Filed, Sept. 18, 1968; 8:46 a.m.]

### IDAHO

#### Notice of Filing of Plat of Survey

SEPTEMBER 12, 1968.

1. Plats of survey for the following described land, accepted June 25, 1968, and July 9, 1968, will be officially filed in the Land Office, Boise, Idaho, effective at 10 a.m., on October 21, 1968.

##### BOISE MERIDIAN, IDAHO

T. 4 N., R. 39 E.,  
Sec. 1, lots 9 to 22, inclusive;  
Sec. 2, lots 7 to 14, inclusive, tract 37;  
Sec. 12, lot 2.  
T. 4 N., R. 40 E.,  
Sec. 6, lots 8 and 9;  
Sec. 7, lots 9 to 22, inclusive;  
Sec. 8, lots 3, 4, and 5;  
Sec. 16, lots 6 to 22, inclusive;  
Sec. 17, lots 6 to 22, inclusive;  
Sec. 18, lots 6 and 7;  
Sec. 20, lots 3, 4, and 5;  
Sec. 21, lots 5 to 13, inclusive;  
Sec. 22, lots 10 to 16, inclusive;  
Sec. 23, lots 6 to 13, inclusive;  
Sec. 25, lots 6 to 15, inclusive;  
Sec. 26, lots 8 to 19, inclusive;  
Sec. 36, lots 5 to 13, inclusive.  
T. 4 N., R. 41 E.,  
Sec. 30, lot 12;  
Sec. 31, lots 9 to 21, inclusive;  
Sec. 32, lot 3.

The areas described aggregate 1,821.50 acres.

2. The lands involve dependent surveys, survey of islands, and omitted lands.

3. The omitted lands are subject to the provisions of the Act of May 31, 1962 (76 Stat. 89). Before sale of any of the omitted lands can be made, a notice in accordance with the regulations in 43 CFR 2214.6-1 must be published in the FEDERAL REGISTER. Inquiries concerning the lands should be addressed to the Manager, Idaho Land Office, 550 West Fort Street, Boise, Idaho 83702.

ORVAL G. HADLEY,  
Manager, Land Office.

[F.R. Doc. 68-11375; Filed, Sept. 18, 1968; 8:46 a.m.]

[Serial No. N-1875]

### NEVADA

#### Notice of Offering of Land for Sale

SEPTEMBER 12, 1968.

Notice is hereby given that, under the provisions of the Public Land Sale Act of September 19, 1964 (78 Stat. 988, 43 U.S.C. 1421-1427), 43 CFR Subpart 2243, the Secretary of the Interior, pursuant to an application by Pershing County, will offer for sale the following lands: Mount Diablo Meridian, Nevada, T. 27 N., R. 31 E., sec. 30, lots 2, 3, 5, 6, 7, 8, 9, NE $\frac{1}{4}$ SW $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ ; T. 32 N., R. 34 E., sec. 5, S $\frac{1}{2}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ . The area described contains 519.61 acres.

These lands have been classified as chiefly valuable for the orderly growth and development of Pershing County, for use as refuse disposal sites. They have been zoned for such use by the county.

It is the intention of the Secretary to enter into an agreement with the Board

of Pershing County Commissioners to permit Pershing County to purchase the lands at their appraised market value of \$5,016, plus publication costs.

These lands shall be sold subject to all valid existing rights and rights-of-way of record. Reservations shall be made to the United States for ditches and canals in accordance with the Act of August 30, 1890 (26 Stat. 391; 43 U.S.C. 945). All mineral rights that the United States has in these lands shall be reserved to the United States, and the minerals shall be withdrawn from appropriation under the public land laws, including the general mining laws.

ROLLA E. CHANDLER,  
Manager, Nevada Land Office.

[F.R. Doc. 68-11376; Filed, Sept. 18, 1968;  
8:46 a.m.]

[Serial No. N-1739]

## NEVADA

### Notice of Public Sale

SEPTEMBER 11, 1968.

Under the provisions of the Public Land Sale Act of September 19, 1964 (78 Stat. 988, 43 U.S.C. 1421-1427), 43 CFR Subpart 2243, a tract of land will be offered for sale to the highest bidder at a sale to be held at 1 p.m., local time on Tuesday, October 29, 1968, at the Ely District Office, Bureau of Land Management, 130 Pioche Highway, Ely, Nev. 89301. The land is described as follows:

MOUNT DIABLO MERIDIAN, NEVADA

T. 26 N., R. 65 E.,  
Sec. 28, E½.

The area described contains 320 acres. The appraised value of the tract is \$8,000, and the publication costs to be assessed are \$12.

The land will be sold subject to all valid existing rights. Reservations will be made to the United States for ditches and canals in accordance with the Act of August 30, 1890 (26 Stat. 391; 43 U.S.C. 945). All minerals are to be reserved to the United States and withdrawn from appropriation under the public land laws, including the general mining laws.

Bids may be made by the principal or his agent, either at the sale, or by mail. Bids must be for all the land in the parcel. A bid for less than the appraised value of the land is unacceptable. Bids sent by mail will be considered only if received by the Ely District Office, Bureau of Land Management, Pioche Star Route, Ely, Nev. 89301, prior to 1 p.m., on Tuesday, October 29, 1968. Bids made prior to the public auction must be in sealed envelopes, and accompanied by certified checks, postal money orders, bank drafts, or cashier's checks, payable to the Bureau of Land Management, for the full amount of the bid plus publication costs. The envelopes must be marked in the lower left-hand corner "Public Sale Bid, Parcel No. 1, sale of October 29, 1968."

The authorized officer shall publicly declare the highest qualifying sealed bid received. Oral bids shall then be invited in specified increments. After oral bids, if any, are received, the authorized officer shall declare the high bid. A successful oral bidder must submit a guaranteed remittance, in full payment for the tract and cost of publication, before 3:30 p.m. of the day of the sale.

If no bids are received for the sale tract on Tuesday, October 29, 1968, the tract will be reoffered on the first Tuesday of subsequent months at 1 p.m., beginning November 5, 1968.

Any adverse claimants to the above-described land should file their claims, or objections, with the undersigned before the time designated for sale.

The land described in this notice has been segregated from all forms of appropriation, including locations under the general mining laws, except for sale under this Act, from the date of the proposed classification decision. Inquiries concerning this sale should be addressed to the Land Office Manager, Bureau of Land Management, Room 3008 Federal Building, 300 Booth Street, Reno, Nev. 89502, or to the District Manager, Bureau of Land Management, Pioche Star Route, Ely, Nev. 89301.

ROLLA E. CHANDLER,  
Manager, Nevada Land Office.

[F.R. Doc. 68-11377; Filed, Sept. 18, 1968;  
8:46 a.m.]

## NEW MEXICO

### Notice of Proposed Withdrawal and Reservation of Lands

SEPTEMBER 13, 1968.

The Forest Service, U.S. Department of Agriculture, has filed an application, New Mexico 7690, for the withdrawal of land described below, from location and entry under the mining laws. The applicant desires the land for an administrative site.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, Chief, Division of Lands and Minerals Program Management and Land Office, Post Office Box 1449, Santa Fe, N. Mex. 87501.

The authorized officer of the Bureau of Land Management will undertake such investigations as are necessary to determine the existing and potential demand for the lands and their resources. He will also undertake negotiations with the applicant agency with the view of adjusting the application to reduce the area to the minimum essential to meet the applicant's needs, to provide for the maximum concurrent utilization of the lands for purposes other than the applicant's, to eliminate lands needed for purposes more essential than the applicant's, and to reach agreement on the concurrent

management of the lands and their resources.

He will also prepare a report for consideration by the Secretary of the Interior who will determine whether or not the lands will be withdrawn as requested by the applicant agency.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The lands involved in the application are:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

SANTA FE NATIONAL FOREST

Panchuela West Administrative Site

T. 19 N., R. 11 E.,  
Sec. 2, S½SE¼SW¼ and S½SW¼SE¼;  
Sec. 11, W½NW¼NE¼, N½SW¼NE¼, and  
NE¼NW¼.

The area described aggregates 120 acres.

W. J. EGAN,  
Acting Chief, Division of Lands  
and Minerals, Program Man-  
agement and Land Office.

[F.R. Doc. 68-11373; Filed, Sept. 18, 1968;  
8:46 a.m.]

[OR 3225]

## OREGON

### Notice of Termination of Proposed Classification of Public Lands

SEPTEMBER 13, 1968.

Notice of a proposed classification of public lands for multiple-use management was published as F.R. Doc. 68-7262 on page 9121 of the issue for Thursday, June 20, 1968. The proposed classification has been canceled insofar as it involved the lands described below. Therefore, pursuant to the regulations contained in 43 CFR 2411.2(e) (2) (ii), such lands will be at 10 a.m. on October 21, 1968, relieved of any segregative effect the above-mentioned proposed classification may have had.

The lands involved in this notice of termination are:

WILLAMETTE MERIDIAN  
CROOK COUNTY

T. 14 S., R. 21 E.,  
Sec. 19, NE¼SW¼, S½SW¼, and SE¼;  
Sec. 20, SW¼SW¼;  
Sec. 30, N½N½ and SW¼NE¼.  
T. 16 S., R. 25 E.,  
Sec. 12, SE¼;  
Sec. 13, NE¼.

DESCHUTES COUNTY

T. 22 S., R. 10 E.,  
Sec. 2, NW¼NW¼;  
Sec. 27, SE¼NE¼ and NE¼SE¼.

ARCHIE D. CRAFT,  
State Director.

[F.R. Doc. 68-11374; Filed, Sept. 18, 1968;  
8:46 a.m.]

[OR 3225]

## OREGON

## Notice of Classification of Public Lands for Multiple-Use Management

SEPTEMBER 13, 1968.

1. Pursuant to the Act of September 19, 1964 (43 U.S.C. 1411-18) and to the regulations in 43 CFR Parts 2410 and 2411, all of the public lands within the areas described in paragraph 3 are hereby classified for multiple-use management. Publication of this notice has the effect (a) of segregating all the public lands described in paragraph 3 from appropriation only under the agricultural land laws (43 U.S.C., chs. 7 and 9; 25 U.S.C. sec. 334) and from sales under section 2455 of the Revised Statutes (43 U.S.C. 1171), and (b) of further segregating the lands described in paragraph 4 of this notice from appropriation under the general mining laws (30 U.S.C., ch. 2). The lands shall remain open to all other applicable forms of appropriation including the mineral leasing laws. Except for the lands described in paragraph 4 of this notice, all of the lands shall remain open to appropriation under the general mining laws. As used herein, "public lands" means any lands withdrawn or reserved by Executive Order No. 6910 of November 26, 1934, as amended, or within a grazing district established pursuant to the Act of June 28, 1934 (48 Stat. 1269), as amended, which are not otherwise withdrawn or reserved for a Federal use or purpose.

2. No adverse comments were received following publication of the notice of proposed classification (33 F.R. 9121) or at the public hearing held at Prineville, Oreg., on July 9, 1968. Therefore, no changes have been made in the list of lands included in this classification, except that the June 6, 1968, notice of proposed classification (33 F.R. 9121) contained in error certain lands which are already included in the Deschutes and Ochoco National Forests. These lands are not included in this notice, but are listed in a separate notice of termination. The record showing the comments received and other information is on file and can be examined in the Prineville District Office, Prineville, Oreg., and the Land Office, Bureau of Land Management, 729 Northeast Oregon Street, Portland, Oreg.

3. As provided in paragraph 1 above, the public lands affected by this classification are located within the following described areas and are shown on a map designated "OR 3225, 2411.2, 36-05, May 1968" on file in the Prineville District Office, Bureau of Land Management, Prineville, Oreg., and the Land Office, Bureau of Land Management, 729 Northeast Oregon Street, Portland, Oreg. The description of the areas are as follows:

## WILLAMETTE MERIDIAN

## CROOK COUNTY

T. 13 S., R. 15 E.,  
Secs. 3 to 10, inclusive, and secs. 15 to 32, inclusive.

T. 13 S., R. 16 E.,  
Secs. 19 to 21, inclusive, and secs. 28 to 33, inclusive.

T. 13 S., R. 21 E.,  
Sec. 31, S $\frac{1}{2}$ ;  
Sec. 32, S $\frac{1}{2}$ .

T. 14 S., R. 14 E.,  
Secs. 5 to 7, inclusive, and secs. 28 to 33, inclusive.

T. 14 S., R. 16 E.,  
Secs. 1, 2, 11 to 14, inclusive, and secs. 22 to 24, inclusive.

T. 14 S., R. 20 E.,  
Sec. 1;  
Sec. 11, S $\frac{1}{2}$ NE $\frac{1}{4}$  and SE $\frac{1}{4}$ ;  
Sec. 12;  
Sec. 13;

Sec. 23, W $\frac{1}{2}$ SW $\frac{1}{4}$ ;  
Sec. 24, NW $\frac{1}{4}$ NE $\frac{1}{4}$  and NE $\frac{1}{4}$ NW $\frac{1}{4}$ .

T. 14 S., R. 21 E.,  
Secs. 1 to 18, inclusive;  
Sec. 19, N $\frac{1}{2}$  and NW $\frac{1}{4}$ SW $\frac{1}{4}$ ;  
Sec. 20, N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SE $\frac{1}{4}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;

Secs. 21 to 25, inclusive;  
Sec. 26, N $\frac{1}{2}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;

Secs. 27 to 29, inclusive;  
Sec. 30, S $\frac{1}{2}$ SW $\frac{1}{4}$  and SE $\frac{1}{4}$ NE $\frac{1}{4}$ ;

Sec. 31, NE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 32, NE $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ NE $\frac{1}{4}$ , E $\frac{1}{2}$ W $\frac{1}{2}$ , and NW $\frac{1}{4}$ SE $\frac{1}{4}$ ;

Sec. 33;  
Sec. 34, W $\frac{1}{2}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , and S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ .

T. 15 S., R. 14 E.,  
Secs. 3 to 10, inclusive, secs. 15 to 22, inclusive, and secs. 28 to 33, inclusive.

T. 15 S., R. 16 E.,  
Secs. 27 to 36, inclusive.

T. 15 S., R. 17 E.,  
Secs. 28 and 29, and secs. 31 to 35, inclusive.

T. 15 S., R. 21 E.,  
Secs. 25 and 36.

T. 15 S., R. 22 E.,  
Sec. 20, S $\frac{1}{2}$ ;

Secs. 21 to 36, inclusive.

T. 15 S., R. 23 E.,  
Secs. 19 to 23, inclusive, secs. 25 to 30, inclusive, and secs. 33 to 36, inclusive.

T. 15 S., R. 24 E.,  
Secs. 30 and 36.

T. 15 S., R. 25 E.,  
Sec. 32, S $\frac{1}{2}$ .

T. 16 S., R. 14 E.,  
Secs. 4 to 7, inclusive, secs. 17 to 20, inclusive, and secs. 29 to 34, inclusive.

T. 16 S., R. 15 E.,  
Secs. 1 and 2, secs. 10 to 15, inclusive, secs. 22 to 28, inclusive, and secs. 31 to 36, inclusive.

T. 16 S., R. 16 E.,  
Secs. 1 to 36, inclusive.

T. 16 S., R. 17 E.,  
Secs. 1 to 36, inclusive.

T. 16 S., R. 18 E.,  
Secs. 5 to 36, inclusive.

T. 16 S., R. 19 E.,  
Secs. 1 to 4, inclusive, and secs. 7 to 36, inclusive.

T. 16 S., R. 20 E.,  
Sec. 5, S $\frac{1}{2}$ ;

Secs. 6 to 8, inclusive, and secs. 13 to 36, inclusive.

T. 16 S., R. 21 E.,  
Secs. 1 to 36, inclusive.

T. 16 S., R. 22 E.,  
Secs. 1 to 12, inclusive, secs. 16 to 20, inclusive, and secs. 27 to 36, inclusive.

T. 16 S., R. 23 E.,  
Secs. 1 to 4, inclusive, secs. 10 to 15, inclusive, secs. 22 to 25, inclusive, and secs. 31 and 32.

T. 16 S., R. 24 E.,  
Secs. 1 and 2, secs. 11 to 14, inclusive, secs. 23 to 26, inclusive, and secs. 35 and 36.

T. 16 S., R. 25 E.,  
Secs. 1 to 11, inclusive;  
Sec. 12, NE $\frac{1}{4}$  and W $\frac{1}{2}$ ;  
Sec. 13, NW $\frac{1}{4}$  and S $\frac{1}{2}$ ;  
Secs. 14 to 36, inclusive.

T. 17 S., R. 15 E.,  
Secs. 1 to 36, inclusive.

T. 17 S., R. 16 E.,  
Secs. 1 to 36, inclusive.

T. 17 S., R. 17 E.,  
Secs. 1 to 36, inclusive.

T. 17 S., R. 18 E.,  
Secs. 1 to 19, inclusive;  
Sec. 20, NE $\frac{1}{4}$  and W $\frac{1}{2}$ ;

Sec. 21, N $\frac{1}{2}$ ;  
Sec. 22, N $\frac{1}{2}$ ;  
Sec. 23, N $\frac{1}{2}$ ;  
Sec. 24, N $\frac{1}{2}$ ;  
Sec. 29, W $\frac{1}{2}$ ;  
Secs. 30 to 32, inclusive;  
Sec. 33, S $\frac{1}{2}$ .

T. 17 S., R. 19 E.,  
Secs. 1 to 18, inclusive;

Sec. 19, N $\frac{1}{2}$ ;  
Sec. 20, N $\frac{1}{2}$ ;  
Sec. 21, N $\frac{1}{2}$ .

T. 17 S., R. 20 E.,  
Secs. 1 to 18, inclusive.

T. 17 S., R. 21 E.,  
Secs. 1 to 18, inclusive, secs. 20 to 26, inclusive, and secs. 35 and 36.

T. 17 S., R. 22 E.,  
Secs. 1 to 36, inclusive.

T. 17 S., R. 23 E.,  
Secs. 4 to 9, inclusive, and secs. 13 to 36, inclusive.

T. 17 S., R. 24 E.,  
Secs. 1 to 4, inclusive, and secs. 8 to 36, inclusive.

T. 17 S., R. 25 E.,  
Secs. 1 to 36, inclusive.

T. 18 S., R. 15 E.,  
Secs. 1 to 36, inclusive.

T. 18 S., R. 16 E.,  
Secs. 1 to 36, inclusive.

T. 18 S., R. 17 E.,  
Secs. 1 to 36, inclusive.

T. 18 S., R. 18 E.,  
Secs. 29 to 34, inclusive.

T. 18 S., R. 20 E.,  
Sec. 25, S $\frac{1}{2}$ ;

Sec. 26, S $\frac{1}{2}$ ;

Secs. 32 to 36, inclusive.

T. 18 S., R. 21 E.,  
Secs. 1 and 2, and secs. 11 to 36, inclusive.

T. 18 S., R. 22 E.,  
Secs. 1 to 36, inclusive.

T. 18 S., R. 23 E.,  
Secs. 1 to 24, inclusive, and secs. 28 to 33, inclusive.

T. 18 S., R. 24 E.,  
Secs. 1 to 36, inclusive.

T. 18 S., R. 25 E.,  
Secs. 1 to 36, inclusive.

T. 19 S., R. 17 E.,  
Secs. 1 to 36, inclusive.

T. 19 S., R. 18 E.,  
Secs. 3 to 36, inclusive.

T. 19 S., R. 20 E.,  
Secs. 1 to 5, inclusive, secs. 10 to 15, inclusive, secs. 10 to 15, inclusive, secs. 20 to 29, inclusive, and secs. 32 to 36, inclusive.

T. 19 S., R. 21 E.,  
Secs. 1 to 36, inclusive.

T. 19 S., R. 22 E.,  
Secs. 1 to 36, inclusive.

T. 19 S., R. 23 E.,  
Secs. 4 to 9, inclusive, secs. 16 to 22, inclusive, and secs. 27 to 34, inclusive.

T. 19 S., R. 24 E.,  
Secs. 1 to 15, inclusive, and secs. 22 to 26, inclusive.

T. 20 S., R. 20 E.,  
Secs. 1 to 36, inclusive.

T. 20 S., R. 21 E.,  
Secs. 1 to 36, inclusive.

T. 20 S., R. 22 E.,  
Secs. 1 to 36, inclusive.

T. 20 S., R. 23 E.,  
Secs. 3 to 11, inclusive, and secs. 14 to 36, inclusive.

T. 20 S., R. 24 E.,  
Secs. 17 to 20, inclusive, and secs. 29 to 32, inclusive.

T. 21 S., R. 21 E.,  
Secs. 1 to 36, inclusive.  
T. 21 S., R. 22 E.,  
Secs. 1 to 36, inclusive.  
T. 21 S., R. 23 E.,  
Secs. 1 to 36, inclusive.  
T. 21 S., R. 24 E.,  
Secs. 2 to 10, inclusive, secs. 16 to 21, inclusive, and secs. 28 to 32, inclusive.

## DESCHUTES COUNTY

T. 14 S., R. 11 E.,  
Secs. 1 to 36, inclusive.  
T. 14 S., R. 12 E.,  
Secs. 1 to 36, inclusive.  
T. 14 S., R. 13 E.,  
Secs. 1, 2, 7, 12, 18, 19, 29, 30, and 31.  
T. 15 S., R. 11 E.,  
Secs. 1 to 18, inclusive, secs. 20 to 29, inclusive, and secs. 34 to 36, inclusive.  
T. 15 S., R. 12 E.,  
Secs. 1 to 11, inclusive, and secs. 14 to 36, inclusive.  
T. 15 S., R. 13 E.,  
Secs. 1, 12, and 13, secs. 23 to 26, inclusive, and secs. 31 to 36, inclusive.  
T. 16 S., R. 11 E.,  
Secs. 1 to 5, inclusive, and secs. 8 to 12, inclusive.  
T. 16 S., R. 12 E.,  
Secs. 1 to 13, inclusive, and secs. 24, 25, and 36.  
T. 16 S., R. 13 E.,  
Secs. 1 to 36, inclusive.  
T. 17 S., R. 12 E.,  
Secs. 1 and 12.  
T. 17 S., R. 13 E.,  
Secs. 1 to 17, inclusive;  
Sec. 18, N $\frac{1}{2}$ ;  
Secs. 22 to 27, inclusive, and secs. 32 to 36, inclusive.  
T. 17 S., R. 14 E.,  
Secs. 1 to 8, inclusive, secs. 12, 13, and 19, and secs. 26 to 36, inclusive.  
T. 18 S., R. 13 E.,  
Secs. 1 to 3, inclusive, secs. 10 to 15, inclusive, secs. 20 to 29, inclusive, and secs. 32 to 36, inclusive.  
T. 18 S., R. 14 E.,  
Secs. 1 to 36, inclusive.  
T. 19 S., R. 13 E.,  
Secs. 1 to 3, inclusive;  
Sec. 4, NE $\frac{1}{4}$ ;  
Sec. 10, NE $\frac{1}{4}$ ;  
Secs. 11, 12, and 13;  
Sec. 14, N $\frac{1}{2}$  and SE $\frac{1}{4}$ ;  
Sec. 24, N $\frac{1}{2}$  and SE $\frac{1}{4}$ ;  
Sec. 25, NE $\frac{1}{4}$ .  
T. 19 S., R. 14 E.,  
Secs. 1 to 29, inclusive;  
Sec. 30, N $\frac{1}{2}$  and SE $\frac{1}{4}$ ;  
Sec. 31, E $\frac{1}{2}$ ;  
Secs. 32 to 36, inclusive.  
T. 19 S., R. 15 E.,  
Secs. 1 to 36, inclusive.  
T. 19 S., R. 16 E.,  
Secs. 1 to 36, inclusive.  
T. 20 S., R. 14 E.,  
Secs. 1 to 5, inclusive;  
Sec. 8, E $\frac{1}{2}$ ;  
Secs. 9 to 15, inclusive;  
Sec. 16, NE $\frac{1}{4}$ ;  
Sec. 22, E $\frac{1}{2}$ ;  
Secs. 23 and 24.  
T. 20 S., R. 15 E.,  
Secs. 1 to 18, inclusive;  
Sec. 25, S $\frac{1}{2}$ ;  
Sec. 26, SE $\frac{1}{4}$ ;  
Secs. 35 and 36.  
T. 20 S., R. 16 E.,  
Secs. 1 to 36, inclusive.  
T. 20 S., R. 17 E.,  
Secs. 1 to 36, inclusive.  
T. 20 S., R. 18 E.,  
Secs. 1 to 36, inclusive.

T. 20 S., R. 19 E.,  
Secs. 1 to 36, inclusive.  
T. 21 S., R. 10 E.,  
Secs. 1 to 6, inclusive;  
Sec. 7, N $\frac{1}{2}$ ;  
Sec. 8, N $\frac{1}{2}$ ;  
Secs. 9 to 16, inclusive, secs. 21 to 28, inclusive, and secs. 33 to 36, inclusive.  
T. 21 S., R. 11 E.,  
Secs. 6, 7, 18, and 19;  
Sec. 20, NW $\frac{1}{4}$ ;  
Sec. 29, S $\frac{1}{2}$ ;  
Secs. 30 and 31.  
T. 21 S., R. 15 E.,  
Secs. 1 and 2;  
Sec. 3, E $\frac{1}{2}$  and E $\frac{1}{2}$ W $\frac{1}{2}$ ;  
Secs. 10, 11, and 12.  
T. 21 S., R. 16 E.,  
Secs. 1 to 15, inclusive;  
Sec. 17, N $\frac{1}{2}$ ;  
Sec. 18;  
Sec. 21, E $\frac{1}{2}$ ;  
Secs. 22 to 26, inclusive;  
Sec. 27, NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , SE $\frac{1}{4}$ NW $\frac{1}{4}$ , NE $\frac{1}{4}$ SW $\frac{1}{4}$ , S $\frac{1}{2}$ SW $\frac{1}{4}$ , and SE $\frac{1}{4}$ ;  
Sec. 28, NW $\frac{1}{4}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , and S $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 33, NE $\frac{1}{4}$ NE $\frac{1}{4}$ ;  
Sec. 34, N $\frac{1}{2}$  and SE $\frac{1}{4}$ ;  
Secs. 35 and 36.  
T. 21 S., R. 17 E.,  
Secs. 1 to 36, inclusive.  
T. 21 S., R. 18 E.,  
Secs. 1 to 36, inclusive.  
T. 21 S., R. 19 E.,  
Secs. 1 to 36, inclusive.  
T. 21 S., R. 20 E.,  
Secs. 1 to 36, inclusive.  
T. 22 S., R. 10 E.,  
Sec. 1;  
Sec. 2, NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , and S $\frac{1}{2}$ ;  
Secs. 3 and 4;  
Secs. 9 to 16, inclusive, secs. 20 to 23, inclusive, sec. 24, W $\frac{1}{2}$ E $\frac{1}{2}$ , W $\frac{1}{2}$ , secs. 25 and 26;  
Sec. 27, N $\frac{1}{2}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ , NW $\frac{1}{4}$ SE $\frac{1}{4}$ , and S $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Secs. 28 and 29;  
Secs. 32 to 36, inclusive.  
T. 22 S., R. 11 E.,  
Sec. 6;  
Sec. 7, W $\frac{1}{2}$ ;  
Sec. 30, NE $\frac{1}{4}$  and W $\frac{1}{2}$ .  
T. 22 S., R. 16 E.,  
Secs. 1 and 2;  
Sec. 3, NE $\frac{1}{4}$ ;  
Sec. 10, NE $\frac{1}{4}$  and S $\frac{1}{2}$ ;  
Secs. 11 to 15, inclusive;  
Sec. 16, E $\frac{1}{2}$ ;  
Sec. 22, N $\frac{1}{2}$  and SE $\frac{1}{4}$ ;  
Secs. 23, 24, 25, and 36.  
T. 22 S., R. 17 E.,  
Secs. 1 to 36, inclusive.  
T. 22 S., R. 18 E.,  
Secs. 1 to 36, inclusive.  
T. 22 S., R. 19 E.,  
Secs. 1 to 36, inclusive.  
T. 22 S., R. 20 E.,  
Secs. 1 to 36, inclusive.  
T. 22 S., R. 21 E.,  
Secs. 1 to 10, inclusive.  
T. 22 S., R. 22 E.,  
Secs. 1 to 6, inclusive, secs. 8 to 17, inclusive, and secs. 21 to 24, inclusive.  
T. 22 S., R. 23 E.,  
Secs. 5 to 8, inclusive, and secs. 17 to 20, inclusive.

The areas described aggregate approximately 889,500 acres of public land.

4. As provided in paragraph 1, the following described public lands, which are a part of the lands described in paragraph 3, are further segregated from ap-

propriation under the general mining laws:

## WILLAMETTE MERIDIAN

## CROOK COUNTY

T. 16 S., R. 15 E.,  
Secs. 1, 12, and 13.  
T. 16 S., R. 16 E.,  
Secs. 18, 20, 28, 29, 32, 33, and 34.  
T. 17 S., R. 16 E.,  
Secs. 2, 3, 4, 5, and 10.  
T. 15 S., R. 22 E.,  
Secs. 20, S $\frac{1}{2}$ ;  
Secs. 21 and 28;  
Sec. 29, W $\frac{1}{2}$ ;  
Sec. 31, NE $\frac{1}{4}$  and W $\frac{1}{2}$ ;  
Secs. 32 and 33.  
T. 16 S., R. 21 E.,  
Secs. 1, 11, 12, 13, 14, 15, 24, 26, and 34.  
T. 16 S., R. 22 E.,  
Secs. 4, 5, 6, 7, 8, and 18.

The areas described aggregate approximately 20,360 acres of public land.

5. For a period of 30 days from the date of publication in the FEDERAL REGISTER, this classification shall be subject to the exercise of administrative review and modification by the Secretary of the Interior as provided for in 43 CFR 2411.2 (c).

6. Interested parties may submit comments to the Secretary of the Interior, LLM 721, Washington, D.C. 20240.

ARCHIE D. CRAFT,  
State Director.

[F.R. Doc. 68-11378; Filed, Sept. 18, 1968;  
8:46 a.m.]

## DEPARTMENT OF AGRICULTURE

## Office of the Secretary

## MISSOURI

## Designation of Area for Emergency Loans

For the purpose of making emergency loans pursuant to section 321 of the Consolidated Farmers Home Administration Act of 1961 (7 U.S.C. 1961), it has been determined that in the hereinafter-named county in the State of Missouri, natural disasters have caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

Ralls.

Missouri

Pursuant to the authority set forth above, emergency loans will not be made in the above-named county after June 30, 1969, except to applicants who previously received emergency or special livestock loan assistance and who can qualify under established policies and procedures.

Done at Washington, D.C., this 13th day of September 1968.

ORVILLE L. FREEMAN,  
Secretary.

[F.R. Doc. 68-11404; Filed, Sept. 18, 1968;  
8:48 a.m.]

## DEPARTMENT OF COMMERCE

### Office of Foreign Direct Investments FOREIGN DIRECT INVESTMENT REGULATIONS

#### Miscellaneous Corrections and Amendments to the Instructions to Form FDI-101 (Revised August 1968)

The Office of Foreign Direct Investments has announced miscellaneous corrections and amendments, as set forth below, to the Instructions for Completing the Revised Base Period Report on Form FDI-101 (Revised August 1968).

1. The heading to line 9 on Form FDI-101 should be revised as follows:
9. Share in net earnings, from line 3.
2. The second sentence to the specific instructions to lines 8 and 9 on page 8 of the Instructions should be revised as follows: "The reinvestment ratio (which is entered on line 16 of Form FDI-101) is calculated by dividing the amount on line 7 by the amount on line 3."

CHARLES E. FIERO,  
Director, Office of  
Foreign Direct Investments.

SEPTEMBER 17, 1968.

[F.R. Doc. 68-11469; Filed, Sept. 18, 1968;  
8:50 a.m.]

## DEPARTMENT OF HEALTH, EDU- CATION, AND WELFARE

### Food and Drug Administration CIBA CHEMICAL & DYE CO.

#### Notice of Withdrawal of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b), 72 Stat. 1786; 21 U.S.C. 348(b)), the following notice is issued:

In accordance with § 121.52 *Withdrawal of petitions without prejudice* of the procedural food additive regulations (21 CFR 121.52), CIBA Chemical & Dye Co., Division of CIBA Corp., Fair Lawn, N.J. 07410, has withdrawn its petition (FAP 6R2020), notice of which was published in the FEDERAL REGISTER of July 23, 1966 (31 F.R. 10044), proposing the issuance of a regulation to provide for the safe use of 2,5-di(5-*tert*-butyl-benzoxazolyl-2') thiophene as an optical brightener in certain polymeric compounds used in contact with food.

Dated: September 11, 1968.

J. K. KIRK,  
Associate Commissioner  
for Compliance.

[F.R. Doc. 68-11423; Filed, Sept. 18, 1968;  
8:50 a.m.]

## DOW CHEMICAL CO.

### Notice of Filing of Petition Regarding Pesticide Chemicals

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a(d)(1)), notice is given that a petition (PP 9F0749) has been filed by the Dow Chemical Co., Post Office Box 512, Midland, Mich. 48640, proposing the establishment of a tolerance of 5 parts per million for residues of the herbicide dalapon sodium salt, calculated as dalapon (2,2-dichloropropionic acid), in or on the raw agricultural commodity lemons.

The analytical method proposed in the petition for determining residues of the herbicide is a modification of the method of M. E. Getzendaner published in the "Journal of the Association of Official Analytical Chemists," vol. 46, pp. 269-75 (1963).

Dated: September 11, 1968.

J. K. KIRK,  
Associate Commissioner  
for Compliance.

[F.R. Doc. 68-11424; Filed, Sept. 18, 1968;  
8:50 a.m.]

## ATOMIC ENERGY COMMISSION

[Docket No. 50-87]

### WESTINGHOUSE ELECTRIC CORP.

#### Notice of Issuance of Facility License Amendment

The Commission has issued Amendment No. 7, as set forth below and effective as of the date of issuance, to Facility License No. CX-11. The license authorizes Westinghouse to operate its CES facility located near Waltz Mill in Westmoreland County, Pa. The amendment extends the expiration date of the license to September 30, 1978. No change in operating conditions is involved.

Within fifteen (15) days from the date of publication of this notice in the FEDERAL REGISTER, the applicant may file a request for hearing, and any person whose interest may be affected by the issuance of this amendment may file a petition for leave to intervene. A request for a hearing, and petitions to intervene shall be filed in accordance with the provisions of the Commission's rules of practice, 10 CFR Part 2. If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in this notice, a notice of hearing or an appropriate order will be issued.

For further details with respect to this amendment, see Westinghouse's application for renewal dated August 28, 1968, which is available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

Dated at Bethesda, Md., this 9th day of September 1968.

For the Atomic Energy Commission.

DONALD J. SKOVHOLT,  
Assistant Director for Reactor  
Operations, Division of Reactor  
Licensing.

[License CX-11, Amdt. 7]

The Atomic Energy Commission has found that:

1. Westinghouse Electric Corp.'s application for license renewal complies with the requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations set forth in Title 10, Chapter 1, CFR;

2. The issuance of this amendment for license renewal will not be inimical to the common defense and security or to the health and safety of the public; and

3. Prior public notice of proposed issuance is not required since the amendment does not involve significant hazard considerations different from those previously evaluated.

Accordingly, Facility License No. CX-11, as amended, which authorizes Westinghouse Electric Corp. to operate its CES facility located in Westmoreland County, Pa., is hereby further amended in accordance with application dated August 28, 1968, by revising paragraph 4 thereof to read:

4. This license is effective as of the date of issuance and shall expire at midnight September 30, 1978.

This amendment is effective as of the date of issuance.

Date of issuance: September 9, 1968.

For the Atomic Energy Commission.

DONALD J. SKOVHOLT,  
Assistant Director for Reactor Op-  
erations, Division of Reactor  
Licensing.

[F.R. Doc. 68-11361; Filed, Sept. 18, 1968;  
8:45 a.m.]

## CIVIL AERONAUTICS BOARD

[Docket No. 20100; Order 68-9-57]

### AIRCROWS AND MAINTENANCE, INC.

#### Order Fixing Final Mail Rate

SEPTEMBER 13, 1968.

Issued under delegated authority.

All interested persons, and particularly the parties named below,<sup>1</sup> were directed to show cause by Order 68-8-110, dated August 26, 1968, why the Board should not establish the service mail rate proposed therein.

The time designated for filing notice of objection has elapsed and no notice of objection or answer to the order has been filed by any party. All parties have therefore waived the right to a hearing and all other procedural steps short of a decision by the Board fixing the service mail rate.

Upon consideration of the record, the findings and conclusions set forth in said order are hereby reaffirmed and adopted.

<sup>1</sup> Aircrews and Maintenance, Inc., the Postmaster General, Eastern Air Lines, Inc., and Delta Air Lines, Inc.



Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 406 thereof, the Board's regulations, 14 CFR Part 302, 14 CFR Part 298, and the authority duly delegated by the Board in its organization regulations, 14 CFR 385.14(g),

*It is ordered, That:*

1. The fair and reasonable final service mail rate to be paid to Aircrews and Maintenance, Inc., pursuant to section 406 of the Act for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, between Waycross, Ga., and Atlanta, Ga., via Macon, Ga., shall be 30.45 cents per great circle aircraft mile;

2. The final service mail rate here fixed and determined is to be paid in its entirety by the Postmaster General;

3. This order shall be served on Aircrews and Maintenance, Inc., the Postmaster General, Eastern Air Lines, Inc., and Delta Air Lines, Inc.

Persons entitled to petition the Board for review of this order pursuant to the Board's regulations, 14 CFR 385.50, may file such petitions within 10 days after the date of service of this order.

This order shall be effective and become the action of the Civil Aeronautics Board upon expiration of the above period unless within such period a petition for review thereof is filed, or the Board gives notice that it will review this order on its own motion.

[SEAL] HAROLD R. SANDERSON,  
Secretary.

[F.R. Doc. 68-11412; Filed, Sept. 18, 1968;  
8:49 a.m.]

[Docket No. 9977]

## AIRLINES MUTUAL AID AGREEMENT (RENEWAL)

### Notice of Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that a public hearing in the above-entitled proceeding is assigned to be held on October 14, 1968, at 10 a.m., e.d.t., in Room 911, Universal Building, 1825 Connecticut Avenue NW, Washington, D.C., before the undersigned examiner.

For information concerning the issues involved and other details of this proceeding, interested persons are referred to the various documents which are in the docket of this case on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., September 13, 1968.

[SEAL] ARTHUR S. PRESENT,  
Hearing Examiner.

[F.R. Doc. 68-11411; Filed, Sept. 18, 1968;  
8:49 a.m.]

[Docket No. 20098; Order 68-9-55]

## ALBANY AIR SERVICE

### Order Fixing Final Mail Rate

SEPTEMBER 13, 1968.

Issued under delegated authority.

All interested persons, and particularly the parties named below,<sup>1</sup> were directed to show cause by Order 68-8-109, dated August 26, 1968, why the Board should not establish the service mail rate proposed therein.

The time designated for filing notice of objection has elapsed and no notice of objection or answer to the order has been filed by any party. All parties have therefore waived the right to a hearing and all other procedural steps short of a decision by the Board fixing the service mail rate.

Upon consideration of the record, the findings and conclusions set forth in said order are hereby reaffirmed and adopted.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 406 thereof, the Board's regulations, 14 CFR Part 302, 14 CFR Part 298, and the authority duly delegated by the Board in its organization regulations, 14 CFR 385.14(g),

*It is ordered, That:*

1. The fair and reasonable final service mail rate to be paid to Albany Air Service pursuant to section 406 of the Act for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, between Valdosta and Atlanta, Ga., via Albany, Ga., shall be 43.5 cents per great circle aircraft mile;

2. The final service mail rate here fixed and determined is to be paid in its entirety by the Postmaster General; and

3. This order shall be served on Albany Air Service, the Postmaster General, Eastern Air Lines, Inc., and Southern Airways, Inc.

Persons entitled to petition the Board for review of this order pursuant to the Board's regulations, 14 CFR 385.50, may file such petitions within 10 days after the date of service of this order.

This order shall be effective and become the action of the Civil Aeronautics Board upon expiration of the above period unless within such period a petition for review thereof is filed, or the Board gives notice that it will review this order on its own motion.

[SEAL] HAROLD R. SANDERSON,  
Secretary.

[F.R. Doc. 68-11413; Filed, Sept. 18, 1968;  
8:49 a.m.]

[Docket No. 20239; Order 68-9-64]

## PIEDMONT AVIATION, INC.

### Order of Investigation and Suspension Regarding Increased Rates on Dogs

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 13th day of September 1968.

<sup>1</sup> Albany Air Service, the Postmaster General, Eastern Air Lines, Inc., and Southern Airways, Inc.

By tariff revision<sup>1</sup> bearing a posting date of August 16, 1968, and marked to become effective October 1, 1968, Piedmont Aviation, Inc. (Piedmont), proposes to increase its rates for the carriage of dogs from 200 percent of the applicable general commodity rates to 250 percent of such rates.

Upon consideration of all relevant matters, the Board finds that Piedmont's proposal may be unjust, unreasonable, unjustly discriminatory, unduly preferential, or unduly prejudicial, or otherwise unlawful, and should be suspended pending investigation. The proposal would result in significant increases in the rates for which the carrier presents no adequate justification. Piedmont is simultaneously proposing certain increases in general commodity rates and charges on the basis of higher costs, but no reason is advanced why rates for the transportation of dogs should be raised even more.

The proposed rate of 250 percent of the general commodity rates would be significantly higher than the rates published by any other carrier in the country. Most trunkline carriers and some local service carriers publish rates of 175 percent or less, while most local carriers have rates of 200 percent. Finally, Piedmont's proposal would make its rates for carrying dogs higher than its rates for other live animals, which do not exceed 200 percent of general commodity rates. No justification has been presented for this difference.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 1002 thereof,

*It is ordered, That:*

1. An investigation be instituted to determine whether the Exception Rating to General Commodity Rates of 250 percent (of the general commodity rates) applicable to "Dogs" for account of "PI" appearing in Item No. 450 on 105th Revised Page 205 of Airline Tariff Publishers, Inc., Agent, CAB No. 8 (Agent J. Aniello series), and rules, regulations, and practices affecting such rating, are or will be unjust or unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful, and if found to be unlawful, to determine and prescribe the lawful rating, and rules, regulations, or practices affecting such rating;

2. Pending hearing and decision by the Board, the Exception Rating to General Commodity Rates of 250 percent (of the general commodity rates) applicable to "Dogs" for account of "PI" appearing in Item No. 450 on 105th Revised Page 205 of Airline Tariff Publishers, Inc., Agent, CAB No. 8 (Agent J. Aniello series) is suspended and its use deferred to and including December 29, 1968, unless otherwise ordered by the Board, and that no changes be made therein during the period of suspension except by order or special permission of the Board;

3. The proceeding herein be assigned for hearing before an examiner of the

<sup>1</sup> Revision to Airline Tariff Publishers, Inc., Agent, Tariff CAB No. 8 (Agent J. Aniello series).

Board at a time and place hereafter to be designated; and

4. Copies of this order shall be filed with the tariff and served upon Piedmont Aviation, Inc., which is hereby made a party to this proceeding.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,  
Secretary.

[F.R. Doc. 68-11414; Filed, Sept. 18, 1968;  
8:49 a.m.]

[Docket No. 20097; Order 68-9-56]

## SOUTHEAST AIRLINES, INC.

### Order Fixing Final Mail Rate

SEPTEMBER 13, 1968.

Issued under delegated authority.

All interested persons, and particularly the parties named below,<sup>1</sup> were directed to show cause by Order 68-8-108, dated August 26, 1968, why the Board should not establish the service mail rate proposed therein.

The time designated for filing notice of objection has elapsed and no notice of objection or answer to the order has been filed by any party. All parties have therefore waived the right to a hearing and all other procedural steps short of a decision by the Board fixing the service mail rate.

Upon consideration of the record, the findings and conclusions set forth in said order are hereby reaffirmed and adopted.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 406 thereof, the Board's regulations, 14 CFR Part 302, 14 CFR Part 298, and the authority duly delegated by the Board in its organizational regulations, 14 CFR 385.14(g).

It is ordered, That:

1. The fair and reasonable final service mail rate to be paid to Southeast Airlines, Inc., pursuant to section 406 of the Act for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, between Rocky Mount and Charlotte, N.C., via Raleigh, N.C., shall be 53 cents per great circle aircraft mile.

2. The final service mail rate here fixed and determined is to be paid in its entirety by the Postmaster General; and

3. This order shall be served on Southeast Airlines, Inc., the Postmaster General, United Air Lines, Inc., Eastern Air Lines, Inc., and Piedmont Aviation, Inc.

Persons entitled to petition the Board for review of this order pursuant to the Board's regulations, 14 CFR 385.50, may file such petitions within 10 days after the date of service of this order.

This order shall be effective and become the action of the Civil Aeronautics Board upon expiration of the above period unless within such period a petition for review thereof is filed, or the Board

gives notice that it will review this order on its own motion.

[SEAL] HAROLD R. SANDERSON,  
Secretary.

[F.R. Doc. 68-11415; Filed, Sept. 18, 1968;  
8:49 a.m.]

## DELAWARE RIVER BASIN COMMISSION

### CURRENT BUDGET AND COM- PREHENSIVE PLAN

#### Notice of Public Hearing

Notice is hereby given that the Delaware River Basin Commission will hold a public hearing on September 25, 1968. The hearing will take place in Room 603 of the City Hall Annex in Philadelphia beginning at 2 p.m. The hearing will be on the following subjects:

A. A proposed fiscal year 1970 current expense budget in the amount of \$1,277,000 and capital budget in the amount of \$2,000.

B. A proposal to amend the Comprehensive Plan so as to include therein the following projects:

1. *City of Millville.* An expansion of existing sewage treatment plant of the city of Millville, Cumberland County, N.J. Capacity will be provided for secondary treatment for 5 million gallons daily. Treated discharge will be to the Maurice River.

2. *City of Millville.* A sewage interceptor and pumping station to provide collection service in the eastern section of the city of Millville, Cumberland County, N.J. The facilities are designed to serve an ultimate population of about 83,000 persons. Sewage will be treated at the existing treatment plant and discharged to the Maurice River.

3. *City of Gloucester City.* A well water supply project to augment public water supplies in Gloucester City, Camden County, N.J. Extraction from the new well will begin at a rate of 1 million gallons daily and increase to 1.4 million gallons daily over a 10-year period.

4. *Frenchtown Water Co.* A well water supply project to augment public water supplies in the Borough of Frenchtown, Hunterdon County, N.J. The new facility will be located adjacent to Trenton Avenue and is expected to yield 140,000 gallons per day. An existing well adjacent to Everittstown Road is also a part of this project application.

5. *City of Newark.* A well water supply project to augment public water supplies in the city of Newark, New Castle County, Del. Two new facilities will be developed in District 11 section of the city and are expected to have a combined yield of 864,000 gallons per day.

6. *Westgate Water Co.* A well water supply project to augment public water supplies in Westgate Hills development, Hanover Township, Northampton County, Pa. Designated as Well No. 3, the new facility is expected to yield 500 gallons per minute.

7. *Wernersville Municipal Authority.* A well water supply project to augment public water supplies in the Borough of Wernersville, Berks County, Pa. Designated as Well No. 6, the new facility is expected to yield 190 gallons per minute.

8. *North Penn Water Authority.* A well water supply project to augment public water supplies in Franconia Township and the Borough of Souderton, Montgomery County, Pa. Designated as Well No. NP2, the new facility is expected to yield 200 gallons per minute.

9. *Great Valley Water Co.* A well water supply project to augment public water supplies in West Whiteland Township, Chester County, Pa. Designated as Well No. 9, the new facility is expected to yield 190 gallons per minute.

A summary of the proposed 1970 budget is available from the Commission upon request. Documents relating to the other projects listed for hearing may be examined at the Commission's offices. All persons wishing to testify are requested to register in advance with the Secretary to the Commission (609) 883-9500.

W. BRINTON WHITALL,  
Secretary.

SEPTEMBER 13, 1968.

[F.R. Doc. 68-11364; Filed, Sept. 18, 1968;  
8:45 a.m.]

## EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

### RECORDS AND REPORTS

#### Deadline for Filing Apprenticeship Information Report EEO-2

Pursuant to the authority vested in it by section 709(c) of the Civil Rights Act of 1964, 42 U.S.C. section 2000e-8, 78 Stat. 263, and in accordance with 29 CFR section 1602.15 of Subpart B, Chapter XIV, Title 29, Code of Federal Regulation, notice is hereby given that this year's deadline for filing Apprenticeship Information Report EEO-2 is October 31, 1968. The period for which joint labor-management apprenticeship committees may gather and report apprenticeship data may be any calendar week or other appropriate period in the months of August, September, or October 1968.

Apprenticeship Information Report EEO-2 is required to be filed by all joint labor-management apprenticeship committees which have (a) five or more apprentices in the entire program, and (b) at least one employer sponsor which has 25 or more employees, and (c) at least one local union sponsor which operates a hiring hall or which has 25 or more members.

Washington, D.C., September 16, 1968.

CLIFFORD L. ALEXANDER, JR.,  
Chairman.

[F.R. Doc. 68-11392; Filed, Sept. 18, 1968;  
8:47 a.m.]

<sup>1</sup> Southeast Airlines, Inc., the Postmaster General United Air Lines, Inc., Eastern Air Lines, Inc., and Piedmont Aviation, Inc.



# FEDERAL COMMUNICATIONS COMMISSION

[Report 405]

## COMMON CARRIER SERVICES INFORMATION<sup>1</sup>

### Domestic Public Radio Services Applications Accepted for Filing<sup>2</sup>

SEPTEMBER 16, 1968.

Pursuant to §§ 1.227(b) (3) and 21.26 (b) of the Commission's rules, an application, in order to be considered with any domestic public radio services application appearing on the attached list, must be substantially complete and tendered for filing by whichever date is earlier: (a) The close of business one business day preceding the day on which the Commission takes action on the previously filed application; or (b) within 60 days after the date of the public notice listing the first prior filed application (with which subsequent applications are in conflict) as having been accepted for filing. An application which is subsequently amended by a major change will be considered to be a newly filed application. It is to be noted that the cutoff dates are set forth in the alternative—applications will be entitled to consideration with those listed in the appendix if filed by the end of the 60-day period, only if the Commission has not acted upon the application by that time pursuant to the first alternative earlier date. The mutual exclusivity rights of a new application are governed by the earliest action with respect to any one of the earlier filed conflicting applications.

The attention of any party in interest desiring to file pleadings pursuant to section 309 of the Communications Act of 1934, as amended, concerning any domestic public radio services application accepted for filing, is directed to § 21.27 of the Commission's rules for provisions governing the time for filing and other requirements relating to such pleadings.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] BEN F. WAPLE,  
Secretary.

<sup>1</sup>All applications listed in the appendix are subject to further consideration and review and may be returned and/or dismissed if not found to be in accordance with the Commission's rules, regulations, and other requirements.

<sup>2</sup>The above alternative cutoff rules apply to those applications listed in the appendix as having been accepted in Domestic Public Land Mobile Radio, Rural Radio, Point-to-Point Microwave Radio, and Local Television Transmission Services (Part 21 of the rules).

## APPENDIX

## APPLICATIONS ACCEPTED FOR FILING

## DOMESTIC PUBLIC LAND MOBILE RADIO SERVICE

- 1410-C2-P-69—The Chesapeake and Potomac Telephone Company of Va.; (New); C.P. for a new two-way station to be located at 120 North Braddock Street, Winchester, Va., to operate on base frequencies 152.60 and 152.81 MHz.
- 1411-C2-P-69—The Lincoln Telephone and Telegraph Co.; (KAA689); C.P. to change the antenna system at location No. 1: 1440 M Street, Lincoln, Nebr., operating on base frequency 152.63 MHz.
- 1412-C2-ML-69—Henry M. Zachs; (KCI300); Modification of license to change the repeater frequency from 72.18 MHz to 75.74 MHz and change the control frequency from 75.74 to 72.18 MHz. All other terms of the existing license to remain unchanged.
- 1413-C2-ML-69—Henry M. Zachs; (KCC803); Same as the above, except change the repeater frequency from 72.26 MHz to 75.62 MHz and change the control frequency from 75.62 MHz to 72.26 MHz.
- 1415-C2-P-69—Coalinga Radio Telephone Service; (New); C.P. for a new two-way station to be located at location No. 1: On Joaquin Ridge, near Coalinga, Calif., to operate on base frequency 454.175 MHz and repeater frequency 72.40 MHz and at location No. 2: 685 Valley Avenue, Coalinga, Calif., to operate on control frequency 75.68 MHz.
- 1416-C2-AL-69—Charles W. Stockton; (WWA336); Consent to assignment of license from Charles W. Stockton, Assignor, to: Electronics Unlimited Corp. (by its division Virgin Isle Communications), Assignee.
- 1421-C2-P-69—The Chesapeake & Potomac Telephone Company of West Virginia; (KQK724); C.P. to add a fourth channel to operate on base frequency 152.81 MHz, located at Mission Hollow Road, Charleston, W. Va.
- 1422-C2-ML-69—New York Technical Institute of Cincinnati, Inc.; (KQC884); Modification of license to change one-way station frequency to 35.58 MHz. All other terms of the existing license to remain unchanged.
- 1423-C2-ML-69—New York Technical Institute of Cincinnati, Inc.; (KAA893); Same as above, except change frequency to 35.22 MHz.
- 1424-C2-ML-69—New York Technical Institute of Cincinnati, Inc.; (KEA777); Same as above, except change frequency to 35.58 MHz.
- 1425-C2-ML-69—New York Technical Institute of Cincinnati, Inc.; (KQC877); Same.
- 1453-C2-AL-69—New York Technical Institute of Cincinnati, Inc.; (KQC877); Consent to assignment of license from New York Technical Institute of Cincinnati, Inc., Assignor, to: Radio Relay Corp., Assignee.
- 1454-C2-AL-69—New York Technical Institute of Cincinnati, Inc.; (KQC884); Same as above.
- 1455-C2-AL-69—New York Technical Institute of Cincinnati, Inc.; (KAA893); Same as above.
- 1456-C2-AL-69—New York Technical Institute of Cincinnati, Inc.; (KSC645); Same as above.
- 1457-C2-AL-69—Pocket Phone Broadcast Service, Inc.; (KEA777); Consent to assignment of license from Pocket Phone Broadcast Service, Inc., Assignor, to: Radio Relay Corporation, Assignee.
- 1458-C2-P-69—Eastern Oregon Telephone Co.; (KFL944); C.P. to change frequency 152.69 MHz to 152.75 MHz, located at 15 miles southwest of Pilot Rock, Ore.
- 1459-C2-P-69—Telecall; (KOA793); C.P. to change the antenna system on repeater frequency 459.10 MHz at location No. 2: Frenchman Hills, 13 miles south-southwest of Moses Lake, Wash., and to establish control facilities to operate on 454.10 MHz at a new site described as location No. 4: 126 South First Avenue, Othello, Wash.
- 871-C2-R-69—Wisconsin Telephone Co.; (KC8691); Renewal of Developmental license expiring Oct. 1, 1968. Term: Nov. 1, 1968 to Nov. 1, 1969.
- 1465-C2-P-69—Page Boy, Inc.; (KAH661); C.P. for an additional transmitter to operate on frequency 35.22 MHz, located on Second Avenue South, between Fifth and Sixth Streets, Minneapolis, Minn. (one-way).
- 1466-C2-P-69—Telephone Answering Service, Inc.; (KGA805); C.P. for an additional transmitter to operate on frequency 43.58 MHz, located at 1715 Grandview Avenue, Pittsburgh, Pa. (one-way).
- 1467-C2-P-69—Telephone and Radio Answering Service, Inc.; (KKG561); C.P. for an additional transmitter to operate on frequency 35.25 MHz, located at the northwest corner of San Jacinto and Walker Streets, Houston, Tex.
- 1468-C2-P-69—McCord's Communications Service; (KIG303); C.P. to replace base transmitter operating on frequency 152.12 MHz and relocate facilities to 3010 Pary Avenue, Gadsden, Ala.

## CORRECTIONS

- 1073-C2-P-69—North Shore Communications, Inc.; (New); Correct entry to read: C.P. for a new one-way station. Frequency: 152.24 MHz location No. 1: 3 Sidney Street, Wakefield, Mass., and location No. 2: Monterey Hill, West Roxbury, Mass. All other particulars same as reported in public notice dated Sept. 3, 1968, Report No. 403.
- 1394-C2-P-69—William L. Eisele, trading as South Suburban Paging; (New); Correct entry to read: C.P. for a new one-way station, not two-way. All other particulars to remain same as reported in public notice dated Sept. 9, 1968, Report No. 404.
- 1396-C2-P-69—Pomona Radio Dispatch Corp.; (KMD992); Correct entry to read: C.P. to add a second channel to operate on frequency 454.125 MHz at a new site described as location No. 2: Sunset Ridge, approximately 3 miles north of Pomona, Calif. All other particulars to remain as reported in public notice dated Sept. 9, 1968, Report No. 404. Renewal of licenses expiring July 1, 1968. Term: July 1, 1968 to July 1, 1973.
- Southwestern Bell Telephone Co.; (KKI444); Correct call sign to read: KKI444, not KKK444. All other particulars to remain as reported in public notice dated June 13, 1968, Report No. 391-1.

## RURAL RADIO SERVICE

1074-C1-P/L-69—Imperial Communications Corp.; (New); C.P. and license for a new rural subscriber facilities, (10 units). In any temporary fixed location within the territory of the applicant to operate on frequencies 158.58 and 158.64 MHz.

1416-C1-P/L-69—Charles W. Stockton; (WWY45); Consent to assignment of license from Charles W. Stockton, Assignor, to: Electronics Unlimited Corp. (by its division Virgin Isle Communications), Assignee.

1480-C1-P/L-69—Pacific Northwest Bell Telephone Co.; (New); C.P. and license for a new central office fixed station to be located at Bald Ridge, 13 miles southeast of Baker, Oreg., to operate on frequency 152.66 MHz.

1461-C1-P/L-69—Pacific Northwest Bell Telephone Co.; (New); C.P. and license for a new rural subscriber fixed station to be located at East Eagle Meadows, 7.1 miles northwest of Cornucopia, Oreg., to operate on frequency 157.92 MHz.

1462-C1-P-69—California Interstate Telephone Co.; (New); C.P. for a new rural subscriber fixed station to be located at 13 miles north-northeast of Boulder City, California Bay, Nev., to operate on frequency 157.89 MHz.

1463-C1-P-69—California Interstate Telephone Co.; (New); C.P. for a new rural subscriber fixed station to be located on top of Black Mountain, 2.5 miles south-southwest of Henderson, Nev., to operate on frequency 157.89 MHz.

1464-C1-P-69—California Interstate Telephone Co.; (New); C.P. for a new rural subscriber fixed station to be located on top of Black Mountain, 2.5 miles south-southwest of Henderson, Nev., to operate on frequency 157.89 MHz.

1469-C1-P/L-69—Crane Lake Telephone Co.; (KA184); (KAJ61); Consent to assignment of licenses from Crane Lake Telephone Co., Assignor to Northland Consolidated Telephones, Inc., Assignee. (Stations at Buysok and near Crane Lake, Minn.)

## RURAL RADIO SERVICE

Renewals of Licenses expiring November 1, 1968. Term: November 1, 1968, to November 1, 1973.

Licensee	Call sign	Licensee	Call sign
Allen Gun Club	KVH44	Carolina Telephone and Telegraph Co.	KIO86
Answer, Inc. of Galveston	KRR78	Do	KIO87
Answer, Inc. of San Antonio	KLJ77	Climaron Telephone Co., Inc.	KLU63
Albert E. Armour, Jr.	KPQ31	Do	KLU64
Do	KPE95	General Communications Service, Inc.	KPF72
Associated Telephone Answering Services	KKA45	Do	KPY88
Do	KRR30	Do	KPY89
Do	KRR31	Do	KPY90
Do	KRR32	Do	KPY91
Do	KRR33	Do	KPY92
Do	KRR34	Do	KPY93
Do	KRR35	Do	KPY94
Do	KRR36	Do	KPY95
Do	KRR37	Do	KPY96
Do	KRR38	Do	KPY97
Do	KRR39	Do	KPY98
Do	KRR40	Do	KPY99
Do	KRR41	Do	KPY100
Do	KRR42	Do	KPY101
Do	KRR43	Do	KPY102
Do	KRR44	Do	KPY103
Do	KRR45	Do	KPY104
Do	KRR46	Do	KPY105
Do	KRR47	Do	KPY106
Do	KRR48	Do	KPY107
Do	KRR49	Do	KPY108
Do	KRR50	Do	KPY109
Do	KRR51	Do	KPY110
Do	KRR52	Do	KPY111
Do	KRR53	Do	KPY112
Do	KRR54	Do	KPY113
Do	KRR55	Do	KPY114
Do	KRR56	Do	KPY115
Do	KRR57	Do	KPY116
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Do	KRR59	Do	KPY118
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Do	KRR61	Do	KPY120
Do	KRR62	Do	KPY121
Do	KRR63	Do	KPY122
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Do	KRR110	Do	KPY169
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Do	KRR197	Do	KPY256
Do	KRR198	Do	KPY257
Do	KRR199	Do	KPY258
Do	KRR200	Do	KPY259
Do	KRR201	Do	KPY260
Do	KRR202	Do	KPY261
Do	KRR203	Do	KPY262
Do	KRR204	Do	KPY263
Do	KRR205	Do	KPY264
Do	KRR206	Do	KPY265
Do	KRR207	Do	KPY266
Do	KRR208	Do	KPY267
Do	KRR209	Do	KPY268
Do	KRR210	Do	KPY269
Do	KRR211	Do	KPY270
Do	KRR212	Do	KPY271
Do	KRR213	Do	KPY272
Do	KRR214	Do	KPY273
Do	KRR215	Do	KPY274
Do	KRR216	Do	KPY275
Do	KRR217	Do	KPY276
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Do	KRR219	Do	KPY278
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Do	KRR297	Do	KPY356
Do	KRR298	Do	KPY357
Do	KRR299	Do	KPY358
Do	KRR300	Do	KPY359
Do	KRR301	Do	KPY360
Do	KRR302	Do	KPY361
Do	KRR303	Do	KPY362
Do	KRR304	Do	KPY363
Do	KRR305	Do	K

806-C1-P-69—California Interstate: (KXJ57): Change frequencies 10,715 and 11-35 MHz to 10,835 and 11,155 MHz toward Gardnerville, Nev., via passive reflector. Location: Topaz, 18.1 miles south-southeast of Gardnerville, Nev. All other particulars same as reported in public notice dated Aug. 12, 1968.

[F.R. Doc. 68-11419; Filed, Sept. 18, 1968; 8:50 a.m.]

[Canadian Change List 244]

### CANADIAN BROADCAST STATIONS

#### List of Changes, Proposed Changes, and Corrections in Assignment

AUGUST 23, 1968.

Notification under the provision of Part III, section 2 of the North American Regional Broadcasting Agreement.

List of changes, proposed changes, and corrections in assignment of Canadian Broadcast Stations modifying appendix containing assignments of Canadian stations (Mimeograph No. 47214-3) attached to the recommendation of the North American Regional Broadcasting Agreement Engineering Meeting.

Call letters	Location	Power kw	Antenna	Sched- ule	Class	Expected date of commencement of operation
CFBR (PO: 560 kc/s 1 kw ND day only)	Sudbury, Ontario	560 kc/s 10kW/2.5kW N	DA-2	U	III	E.I.O. 8-15-69.
OKYL (PO: 610 kc/s 10 kW ND day only)	Peace River, Alberta	610 kc/s 10kW	DA-N	U	III	E.I.O. 8-15-69.
New	Gander, Newfoundland	780 kc/s 1kw	DA-1	U	II	E.I.O. 8-15-69.
New	Marystown, Newfoundland	740 kc/s 10kW	DA-N	U	II	E.I.O. 8-15-69.
CFRB (Change in radiation pattern to PO: 1010 kc/s 50 kw DA-2)	Toronto, Ontario	1010 kc/s 50kW	DA-2	U	II	E.I.O. 8-15-69.
CHWO (PO: 1250 kc/s 1 kw ND day only)	Oakville, Ontario	1250 kc/s 10kW/5kW N	DA-2	U	III	E.I.O. 8-15-69.
OKAD (PO: 1490 kc/s 1 kw ND day only)	Middleton, Nova Scotia	1350 kc/s 1kw	DA-1	U	III	E.I.O. 8-15-69.
New	Digby, Nova Scotia	1480 kc/s 1kw	DA-1	U	III	E.I.O. 8-15-69.

FEDERAL REGISTER, VOL. 33, NO. 183—THURSDAY, SEPTEMBER 19, 1968

Call letters	Location	Power kw	Antenna	Sched- ule	Class	Expected date of commencement of operation
OKEN (PO: 1360 kc/s 1 kw DA-N)	Kentville, Nova Scotia	1490 kc/s 1kW/0.5kW N	DA-1	U	III	E.I.O. 8-15-69.

[SEAL]

FEDERAL COMMUNICATIONS COMMISSION,  
WALLACE E. JOHNSON,  
Assistant Chief, Broadcast Bureau.

[F.R. Doc. 68-11421; Filed, Sept. 18, 1968; 8:50 a.m.]

[Canadian Change List 245]

### CANADIAN BROADCAST STATIONS

#### List of Changes, Proposed Changes, and Corrections in Assignment

AUGUST 28, 1968.

Notification under the provision of Part III, section 2 of the North American Regional Broadcasting Agreement.

List of changes, proposed changes and corrections in assignment of Canadian broadcast stations modifying appendix containing assignments of Canadian stations (Mimeograph No. 47214-3) attached to the recommendation of the North American Regional Broadcasting Agreement Engineering Meeting.

Call letters	Location	Power kw	Antenna	Sched- ule	Class	Expected date of commencement of operation
CYXR (now in operation)	Edson, Alberta	970 kc/s 10 kW	DA-1	U	III	
CHLO (PO: 680 kc/s 1 kw, DA-1)	St. Thomas, Ontario	1570 kc/s 10 kW	DA-2	U	II	E.I.O. 8-15-69.

[SEAL]

FEDERAL COMMUNICATIONS COMMISSION,  
WALLACE E. JOHNSON,  
Assistant Chief, Broadcast Bureau.

[F.R. Doc. 68-11420; Filed, Sept. 18, 1968; 8:50 a.m.]

### FEDERAL POWER COMMISSION

[Docket No. R169-90, etc.]

#### COASTAL STATES GAS PRODUCING CO. ET AL.

#### Order Providing for Hearings on and Suspension of Proposed Changes in Rates<sup>1</sup>

SEPTEMBER 11, 1968.

The Respondents named herein have filed proposed increased rates and

<sup>1</sup> Does not consolidate for hearing or dispose of the several matters herein.

charges of currently effective rate schedules for sales of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

## The Commission orders:

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are

suspended and their use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act.

(C) Until otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before November 1, 1968.

By the Commission.

[SEAL]

GORDON M. GRANT,  
Secretary.

## APPENDIX "A"

Docket No.	Respondent	Rate scheduled No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until	Cents per Mcf		Rate in effect subject to refund in docket Nos.
									Rate in effect	Proposed increased rate	
RI69-90...	Coastal States Gas Producing Co., Post Office Box 521, Corpus Christi, Tex. 78403. Attention: Clinton B. Fawcett, Vice President.	68	2 15	Consolidated Gas Supply Corp. (Acreage in Raleigh, Boone, and Wyoming Counties, W. Va.).	\$1,296	8-15-68	9-15-68	2-15-69	27.26	27.53	RI68-160.
-----do-----	-----do-----	69	2 12	Consolidated Gas Supply Corp. (Newberry Lands, Wyoming and Logan Counties, W. Va.).	1,296	8-15-68	9-15-68	2-15-69	27.26	27.53	RI68-160.
RI69-91...	Humble Oil & Refining Co., Post Office Box 2180, Houston, Tex. 77001. Attention: Mr. John J. Carter.	447	3	West Texas Gathering Co. (Emperor Field, Winkler County, Tex.) (R.R. District No. 8) (Permian Basin Area).	28,553	8-19-68	9-19-68	2-19-69	14.39	18.0	
-----do-----	-----do-----	431	2 5	Panhandle Eastern Pipe Line Co. (North Greensburg Field, Woods County, Okla.) (Oklahoma "Other" Area).	1,080	8-19-68	9-19-68	2-19-69	15.0	17.0	
-----do-----	-----do-----	449	3	Arkansas Louisiana Gas Co. (Arkoma Area, Le Flore County, Okla.) (Oklahoma "Other" Area).	165	8-22-68	9-22-68	2-22-69	15.0	16.01556	
RI69-92...	Texaco Inc., Post Office Box 52332, Houston, Tex. 77052. Attention: R. E. Wright, Division Manager, Gas Division.	45	6	Mountain Fuel Supply Co. (Hiawatha Field, Moffat County, Colo.).	14,450	8-16-68	10-14-68	3-14-69	13.0	14.0	
RI69-93...	Amerada Petroleum Corp., Post Office Box 2040, Tulsa, Okla. 74102.	148	3	Transwestern Pipeline Co. (Gomez Field, Pecos County, Tex.) (R.R. District No. 8) (Permian Basin Area).	18,594	8-26-68	9-26-68	2-26-69	15.86	17.5	
RI69-94...	Ashland Oil & Refining Co. (Operator) et al., Post Office Box 18695, Oklahoma City, Okla. 73118. Attention: Ted Holshouser, Esq.	44	4	El Paso Natural Gas Co. (Spraberry Field, Glasscock, Reagan and Sutton Counties, Tex.) (R.R. District Nos. 7-C and 8) (Permian Basin Area).	875	8-22-68	9-22-68	2-22-69	14.50	18.0	
RI69-95...	Husky Oil Co., Post Office Box 380, Cody, Wyo. 82414. Attention: Donald L. Jensen, Esq.	4	4	Mountain Fuel Supply Co. (Salt Wells Field, Sweetwater County, Wyo.).	2,800	8-22-68	10-14-68	3-14-69	13.0	14.0	
RI69-96...	Signal Oil and Gas Co. (Operator) et al., 1016 Wilshire Blvd., Los Angeles, Calif. 90017. Attention: Michael P. Kelly, Esq.	4	5	El Paso Natural Gas Co. (South Andrews Field, Andrews County, Tex.) (R.R. District No. 8) (Permian Basin Area).	7,039	8-26-68	10-1-68	3-1-69	12.81	15.0	
RI69-97...	A. C. Black (Operator) et al., 2128 Republic National Bank, Tower, Dallas, Tex. 75201.	1	5	Arkansas Louisiana Gas Co. (Pine Hollow Field, Pittsburg County, Okla.) (Oklahoma "Other" Area).	4,320	8-21-68	9-21-68	2-21-69	15.0	17.0	
RI69-98...	Marathon Oil Co., 539 South Main St., Findlay, Ohio 45840.	97	4	Arkansas Louisiana Gas Co. (Arapahoe Area, Pittsburg County, Okla.) (Oklahoma "Other" Area).	48	8-21-68	9-21-68	2-21-69	15.0	16.015	
-----do-----	-----do-----	43	4	Panhandle Eastern Pipe Line Co. (Western Moccasin Field, Beaver County, Okla.) (Panhandle Area).	30	8-21-68	9-21-68	2-21-69	17.0	18.01	RI66-33.
RI69-99...	Champlin Petroleum Co. (Operator), Post Office Box 9365, Fort Worth, Tex. 76107.	93	5	Cities Service Gas Co. (Northeast Enid Area, Garfield County, Okla.) (Oklahoma "Other" Area).	164,250	8-21-68	9-27-68	2-27-69	15.0	16.0	

See footnotes at end of table.

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until	Cents per Mcf		Rate in effect subject to refund in docket Nos.
									Rate in effect	Proposed increased rate	
RI69-100...	Sohio Petroleum Co., 970 First National Annex, Oklahoma City, Okla. 73102.	35	14	Texas Eastern Transmission Corp. (Greenwood-Waskom Field, Caddo Parish, La.) (North Louisiana Area).	\$70	8-23-68	3 11- 1-68	4- 1-69	20 17.4417	11 14 20 17.8519	RI67-81.
RI69-101...	Amax Petroleum Corp., 507 Enterprise Bldg., Tulsa, Okla. 74103.	24	28	Arkansas Louisiana Gas Co. (Various Fields, Latimer et al. Counties, Okla. (Oklahoma "Other" Area) and Sebastian and Johnson Counties, Ark.).	9,167	8-22-68	3 9-23-68	2-23-69	19 12 15.0	9 11 12 19 16.0	
RI69-102...	Ashland Oil & Refining Co., Post Office Box 18065, Oklahoma City, Okla. 73118.	81	10	Michigan-Wisconsin Pipe Line Co. (North West Cedardale Field, Woodward County, Okla.) (Panhandle Area).	472	8-22-68	3 9-22-68	2-22-69	21 17.43	9 11 21 22 19.445	
RI69-103...	Pan American Petroleum Corp., Post Office Box 1410, Fort Worth, Tex. 76101.	419	9	Arkansas Louisiana Gas Co. (Wilburton Field, Latimer and Pittsburg Counties, Okla.) (Oklahoma "Other" Area).	54,227	8-22-68	3 9-22-68	2-22-69	12 15.0	9 11 12 22 16.015	

<sup>2</sup> Includes letter from buyer agreeing to the increase (filed Aug. 26, 1968).

<sup>3</sup> The stated effective date is the effective date requested by Respondent.

<sup>4</sup> Redetermined rate increase.

<sup>5</sup> Pressure base is 15.325 p.s.i.a.

<sup>6</sup> The stated effective date is the first day after expiration of the statutory notice.

<sup>7</sup> Increase from conditioned initial rate to present contract rate.

<sup>8</sup> Conditioned initial rate.

<sup>9</sup> Pressure base is 14.65 p.s.i.a.

<sup>10</sup> Subject to upward and downward B.t.u. adjustment.

<sup>11</sup> Periodic rate increase.

<sup>12</sup> Subject to deduction by buyer of 0.75 cent for one stage of compression and 1.5 cents for two stages of compression if required.

<sup>13</sup> Includes 0.015 cent for partial reimbursement (75 percent) of the 0.02 cent increase in Oklahoma excise tax and 0.0056 cent for partial reimbursement of increased taxes based on application of 5 percent production tax to increase in excise tax.

<sup>14</sup> Pressure base is 15.025 p.s.i.a.

Humble Oil & Refining Co. (Humble) requests that Supplement No. 3 to its FPC Gas Rate Schedule No. 447 be permitted to become effective as of August 19, 1968, and an effective date of September 1, 1968, for Supplement No. 3 to its FPC Gas Rate Schedule No. 449. Amerada Petroleum Corp. requests an effective date of August 21, 1968, for its proposed rate increase, and A. C. Black (Operator) et al., requests an effective date of September 1, 1968, for his rate filing. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit earlier effective dates for the aforementioned producers' rate filings and such requests are denied.

Humble requests that should the Commission suspend its proposed rate increases that the suspension periods be shortened to 1 day. Good cause has not been shown for granting Humble's request for limiting to one day the suspension periods with respect to its rate filings and Humble's request is denied.

Humble's proposed rate increase to 16.01556 cents per Mcf, contained in Supplement No. 3

to Humble's FPC Gas Rate Schedule No. 449, includes 0.015 cent partial reimbursement (75 percent) of the Oklahoma excise tax which was increased by the state from 0.02 cent to 0.04 cent effective July 1, 1967. In addition, it reflects 0.0056 cent for partial reimbursement of increased taxes based on the application of the existing 5 percent Oklahoma production tax to the increase in excise tax. Arkansas Louisiana Gas Co., the buyer, has protested the inclusion of the 0.0056 cent tax reimbursement in the proposed rate increase filed by Humble contending there is no contractual authorization for such tax reimbursement. Since Humble's total rate exceeds the area increased rate ceiling of 11 cents per Mcf it should be suspended for 5 months from September 22, 1968, the date of expiration of the statutory notice. Because of the contractual question raised by the buyer, the hearing with respect to Humble's rate increase (Supplement No. 3 to Humble's FPC Gas Rate Schedule No. 449) will pertain to the contractual question as well as the question as to the justness and reasonableness of Humble's proposed rate.

<sup>15</sup> Increase from rate established by the Permian Opinions at the contract rate.

<sup>16</sup> Filing reported the last effective rate as 14.5 cents. Pursuant to paragraph (C) of Commission order issued Aug. 9, 1968, in Docket Nos. AR61-1 et al., the last effective rate is 12.81 cents as reported on the quality statement.

<sup>17</sup> Buyer deducts 3 cents compression charge from price shown.

<sup>18</sup> Includes 0.01 cent tax reimbursement.

<sup>19</sup> Subject to a downward B.t.u. adjustment.

<sup>20</sup> Includes 1.75 cents tax reimbursement.

<sup>21</sup> Includes 0.43 cent upward B.t.u. adjustment (1,043 B.t.u. gas). Base rate subject to upward B.t.u. adjustment of  $\frac{1}{100}$  cent for each B.t.u. in excess of 1,000 B.t.u.'s per cubic foot and proportionate downward B.t.u. adjustment.

<sup>22</sup> Includes 0.015 cent tax reimbursement.

<sup>23</sup> Applicable to acreage added by Supplement No. 3 to Humble's Rate Schedule No. 431.

<sup>24</sup> Respondent filing from conditioned initial permanent certificated rate to initial contract rate.

Amax Petroleum Corp's. (Amax) proposed periodic rate increase includes production in the Arkoma Area of Arkansas where no formal ceiling rates have been established. Since the proposed 16 cents rate exceeds the 11 cents per Mcf rate established for adjacent Oklahoma "Other" Area which has previously been applied for increased rates filed in this area of Arkansas, we conclude that Amax's proposed rate increase should be suspended for five months from September 23, 1968, the proposed effective date.

All of the producers' proposed increased rates and charges exceed the applicable area price levels for increased rates as set forth in the Commission's statement of General policy No. 61-1, as amended (18 CFR 2.56), with the exception of the rate increase filed by Amax, mentioned above, for which no formal ceiling rates have been established for the area involved but exceeds the area increased rate ceiling for adjacent Oklahoma "Other" Area which has been used for similar cases in the past.

[F.R. Doc. 68-11299; Filed, Sept. 18, 1968; 8:45 a.m.]

[Docket No. RI69-77, etc.]

### SUNRAY DX OIL CO. ET AL.

### Order Permitting Rate Filing, Accepting Supplement and Contract Amendment, Providing for Hearings on and Suspension of Proposed Changes in Rates<sup>1</sup>

SEPTEMBER 11, 1968.

The above-named Respondents have tendered for filing proposed changes in presently effective rate schedules for sales of natural gas subject to the jurisdiction of the Commission. The proposed changes, which constitute increased rates and charges, are designated as follows:

<sup>1</sup> Does not consolidate for hearing or dispose of the several matters herein.

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until	Cents per Mcf		Rate in effect subject to refund in docket Nos.
									Rate in effect	Proposed increased rate	
RI69-77...	Sunray DX Oil Co., Post Office Box 2039, Tulsa, Okla. 74102 Attention: Homer E. McEwen, Jr., Esq.	201	5	South Texas Natural Gas Gathering Co. (Jay Simmons Field, Starr County, Tex.) (R.R. District No. 4).	\$305	8-12-68	9-12-68	2-12-69	16.0	17.0	RI68-424.
-----do-----		193	6	Lone Star Gas Co. (Deep Knox Field, Grady and Stephens County, Okla.) (Carter-Knox Area).	(9)	8-12-68	9-12-68	2-12-69	17.9	18.8	RI68-444.
-----do-----		212	9	Michigan Wisconsin Pipe Line Co. (Edith S. Field, Woods County (Oklahoma "Other" Area) and Harper and Woodward Counties, Okla.) (Panhandle Area).	(9)	8-12-68	9-12-68	2-12-69	15.0	17.9	
-----do-----		212	10		60	8-12-68	9-12-68	2-12-69	17.0	19.0	
-----do-----		232	4	Arkansas Louisiana Gas Co. (South-east Custer City Area, Custer County, Okla.) (Oklahoma "Other" Area).	4	8-12-68	10-8-68	3-8-69	15.0	16.015	
-----do-----		237	6	Panhandle Eastern Pipe Line Co. (Northeast Trail Field, Dewey County, Okla.) (Oklahoma "Other" Area).	940	8-12-68	10-1-68	3-1-69	17.015	18.015	RI68-444.
-----do-----		253	2	Arkansas Louisiana Gas Co. (Arpalar Area, Pittsburg County, Okla.) (Oklahoma "Other" Area).	7	8-12-68	9-12-68	2-12-69	15.0	16.015	
-----do-----		259	5	Arkansas Louisiana Gas Co. (Arkoma Area, Latimer, LeFlore, and Pittsburg Counties, Okla.) (Oklahoma "Other" Area).	914	8-12-68	9-12-68	2-12-69	15.0	16.015	
RI69-78...	Lenoir M. Josey, Inc., et al., 504 Waugh Dr., Houston, Tex. 77019.	1	9	United Gas Pipe Line Co. (Blanca Field, Bee County, Tex.) (R.R. District No. 2).	6,775	8-15-68	9-15-68	2-15-69	14.6	15.6	
RI69-79...	Lenoir M. Josey, Inc. (Operator), et al.	8	7	-----do-----	7,428	8-15-68	9-15-68	2-15-69	14.6	15.6	
RI69-80...	Atlantic Richfield Co., Post Office Box 2819, Dallas, Tex. 75221, Attention: Richard M. Young, Esq.	230	18 19	Tennessee Gas Pipeline Co., a division of Tenneco, Inc. (Grand Isle Area, offshore Louisiana) (Federal Domain).	3,383	8-16-68	9-26-68	2-26-69	19.5	20.5	
RI69-81...	Pan American Petroleum Corp., Post Office Box 1410, Fort Worth, Tex. 76101.	487	3	Arkansas Louisiana Gas Co. (Red Oak Field, Latimer County, Okla.) (Oklahoma "Other" Area).	1,818	8-14-68	9-14-68	2-14-69	15.0	16.0	
-----do-----		486	3	Arkansas Louisiana Gas Co. (Wilburton Field, Latimer County, Okla.) (Oklahoma "Other" Area).	873	8-16-68	9-16-68	2-16-69	15.0	16.0	
RI69-82...	Texaco, Inc., Post Office Box 3109, Midland, Tex. 79701.	184	6	Northern Natural Gas Co. (Horizon Field, Hansford County, Tex.) (R.R. District No. 10).	8,004	8-14-68	10-1-68	3-1-69	17.5	18.5	RI67-44.
-----do-----		8	21 7	Northern Natural Gas Co. (West Panhandle Field, Gray County, Tex.) (R.R. District No. 10).	15,901	8-16-68	9-16-68	(Accepted) 2-16-69	12.0768	14.0896	RI66-329.
RI69-83...	Sun Oil Co., Post Office Box 3383, Tulsa, Okla. 74101.	165	4	Arkansas Louisiana Gas Co. (Red Oak Field, Haskell County, Okla.) (Oklahoma "Other" Area).	7,105	8-13-68	9-13-68	2-13-69	15.0	16.015	
RI69-84...	Signal Oil and Gas Co. (Operator), 1010 Wilshire Blvd., Los Angeles, Calif. 90017.	15	3	Lone Star Gas Co. (Tatums Field, Carter County, Okla.) (Oklahoma "Other" Area).	5,652	8-12-68	9-12-68	2-12-69	16.0	17.0	RI63-464.
-----do-----		16	3	Lone Star Gas Co. (Carter County, Okla.) (Oklahoma "Other" Area).	811	8-12-68	9-12-68	2-12-69	16.0	17.0	RI63-465.
RI69-85...	Ashland Oil & Refining Co., Post Office Box 18695, Oklahoma City, Okla. 73118.	163	4	Panhandle Eastern Pipe Line Co. (Putnam Field, Dewey County, Okla.) (Oklahoma "Other" Area).	1,567	8-15-68	10-1-68	3-1-69	19.771	20.949	RI67-39.
RI69-86...	Jack D. Wraether, Jr., 211 North Akard, Dallas, Tex. 75201.	2	6	Cities Service Gas Co. (South Oklahoma City Field, Oklahoma County, Okla.) (Oklahoma "Other" Area).	14,400	8-16-68	9-16-68	2-16-69	10.0	16.0	
RI69-87...	Humble Oil & Refining Co., Post Office Box 2180, Houston, Tex. 77001.	19	21	Texas Eastern Transmission Corp. (Carthage Field, Panola County, Tex.) (R.R. District No. 6).	114,400	8-12-68	9-12-68	(Accepted) 2-12-69	15.0	17.0	
RI69-88...	Continental Oil Co., Post Office Box 2197, Houston, Tex. 77001. Attention: R. E. Galbraith.	108	4	Mountain Fuel Supply Co. (Salt Wells and Potter Mountain Units, Sweetwater, Wyo.).	2,800	8-13-68	10-14-68	3-14-69	13.0	14.0	

<sup>1</sup> The stated effective date is the first day after expiration of the statutory notice.  
<sup>2</sup> Periodic rate increase.  
<sup>3</sup> Pressure base is 14.65 p.s.i.a.  
<sup>4</sup> No present production.  
<sup>5</sup> The stated effective date is the effective date requested by respondent.  
<sup>6</sup> "Fractured" rate increase. Respondent contractually due 19 cents per Mcf.  
<sup>7</sup> "Fractured" rate increase. Respondent contractually due 19.5 cents per Mcf.  
<sup>8</sup> Oklahoma "Other" Area.  
<sup>9</sup> Subject to an upward B.t.u. adjustment.  
<sup>10</sup> Oklahoma Panhandle Area.  
<sup>11</sup> Includes 0.015 cent tax reimbursement.  
<sup>12</sup> Subject to upward and downward B.t.u. adjustment.  
<sup>13</sup> Subject to a reduction of 1.5 cents for gas requiring compression by buyer.  
<sup>14</sup> "Fractured" rate increase. Respondent contractually entitled to 22.5 cents per Mcf.  
<sup>15</sup> Pressure base is 15.025 p.s.i.a.  
<sup>16</sup> Initial rate as conditioned by temporary certificate issued Sept. 10, 1965, in Docket No. G-20020.  
<sup>17</sup> Applicable only to acreage added under Supplement No. 7.  
<sup>18</sup> Requests waiver of condition (2) of temporary certificate issued in Docket No. G-20020.  
<sup>19</sup> Subject to a downward B.t.u. adjustment.  
<sup>20</sup> Supplement, dated Aug. 7, 1968, provides for 14-cent base price from July 1, 1968 to June 30, 1973.  
<sup>21</sup> Renegotiated rate increase.  
<sup>22</sup> Includes base rate of 17 cents plus 2.771 cents upward B.t.u. adjustment (1163 B.t.u. gas) before increase and base rate of 18 cents plus 2.934 cents upward B.t.u. adjustment plus 0.015 cent tax reimbursement after increase. Base rate subject to upward and downward B.t.u. adjustment.  
<sup>23</sup> Unilateral increase. Contract expired Jan. 1, 1959. By letter dated June 18, 1968, buyer informed seller of a 16 cent unilateral increased rate being paid to Mobil Oil Corp. in the same area.  
<sup>24</sup> Contract Amendment dated May 1, 1968, provides for price of 17 cents from May 1, 1968, to Nov. 1, 1973; 18 cents from Nov. 1, 1973, to Nov. 1, 1978, and 19 cents from Nov. 1, 1978 to May 1, 1983, provides for seven-eighths reimbursement for taxes assessed after May 1, 1968. Provides that prices may be increased to the area just and reasonable rate set by FPC and extends term of contract to May 1, 1983.  
<sup>25</sup> Renegotiated rate increase.  
<sup>26</sup> Settlement rate pursuant to second amendment to General Policy Statement No. 61-1 (settlement order issued Jan. 27, 1964, in Docket Nos. G-13732 et al.)

Sunray DX Oil Co. (Sunray) requests an effective date of August 1, 1968, for Supplement No. 5 to Sunray's FPC Gas Rate Schedule No. 201, and an effective date of September 1, 1968, for Supplement Nos. 2 and 5 to Sunray's FPC Gas Rate Schedule Nos. 253 and 259, respectively. Lenoir M. Josey et al., and Lenoir M. Josey, Inc. (Operator) et al., request waiver of the statutory notice to permit an effective date of August 15, 1968, for their proposed rate increases. Signal Oil & Gas Co. (Operator) requests waiver of the statutory notice to permit its proposed rate increases to become effective on September 1, 1968. Jack D. Wrather, Jr., requests an effective date of August 1, 1968, for his proposed rate increase, and Texaco, Inc. (Texaco), requests a retroactive effective date of July 1, 1968, for its rate filings. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit earlier effective dates for the aforementioned producers' rate filings and such requests are denied.

Atlantic Richfield Co. is "fracturing" its contractually due rate of 22.5 cents and proposing an increase to 20.5 cents per Mcf for gas sold from acreage dedicated under Supplement No. 7 to its FPC Gas Rate Schedule No. 230. The sale is currently being made pursuant to a temporary certificate conditioned to an initial rate of 19.5 cents, with a refund floor of 18.5 cents, and contained a Condition (2) provision prohibiting changes in the initial rate unless ordered by the Commission in the related certificate proceeding in Docket No. G-20020. Atlantic requests waiver of the aforementioned condition to permit its rate change to be filed. Consistent with previous Commission action taken on similar waiver requests involving temporary certificated sales for which a permanent certificate has not been issued within three years from the date service commenced thereunder (date of initial delivery for this sale is September 26, 1965), we conclude that it would be in the public interest to waive the Condition (2) provision to permit Atlantic's notice of change in rate to be filed since service was commenced more than 3 years ago.

Concurrently with the filing of their rate increases, Texaco submitted a Supplement dated August 7, 1968,<sup>28</sup> and Humble Oil & Refining Co. (Humble) submitted a contract amendment dated May 1, 1968,<sup>29</sup> which provide for their proposed rate increases. We believe that it would be in the public interest to accept for filing Texaco and Humble's aforementioned Supplement and contract amendment to become effective on September 16, 1968 (Texaco), the expiration date of the statutory notice and September 12, 1968 (Humble), the proposed effective date, but not the proposed rates contained therein which are suspended as hereinafter ordered.

All of the producers' proposed increased rates and charges exceed the

applicable area price levels for increased rates as set forth in the Commission's statement of general policy No. 61-1, as amended (18 CFR 2.56).

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds:

(1) Good cause exists for waiving Condition (2) in the temporary certificate issued in Docket No. G-20020 with respect to Atlantic's notice of change, designated as Supplement No. 18 to Atlantic's FPC Gas Rate Schedule No. 230, and such rate change is permitted to be filed as hereinafter ordered.

(2) Good cause has been shown for accepting for filing Texaco's proposed Supplement dated August 7, 1967, designated as Supplement No. 7 to Texaco's FPC Gas Rate Schedule No. 8, and Humble's proposed contract amendment dated May 1, 1968, designated as Supplement No. 21 to Humble's FPC Gas Rate Schedule No. 19, and for permitting such supplements to become effective on September 16, 1968 (Texaco) the expiration date of the statutory notice, and September 12, 1968 (Humble), the proposed effective date.

(3) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon hearings concerning the lawfulness of the proposed changes, and that the above-designated supplements be suspended and the use thereof deferred as hereinafter ordered (except for the supplements referred to in paragraph (2) above).

The Commission orders:

(A) Condition (2) in the temporary certificate issued in Docket No. G-20020 is hereby waived with respect to Atlantic's notice of change, designated as Supplement No. 18 to Atlantic's FPC Gas Rate Schedule No. 230, and such rate change is permitted to be filed.

(B) Supplement No. 7 to Texaco's FPC Gas Rate Schedule No. 8, and Supplement No. 21 to Humble's FPC Gas Rate Schedule No. 19, are accepted for filing and permitted to become effective on September 16, 1968 (Texaco), and September 12, 1968 (Humble).

(C) Pursuant to the authority of the Natural Gas Act, particularly Sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the Regulations under the Natural Gas Act (18 CFR Ch. I), public hearings shall be held upon dates to be fixed by notices from the Secretary concerning the lawfulness of the proposed increased rates and charges contained in the above-designated supplements (except the supplements set forth in paragraph (B) above).

(D) Pending hearings and decisions thereon, the above-designated supplements are hereby suspended and the use thereof deferred until the date indicated in the above "Date Suspended Until" column, and thereafter until such further time as they are made effective in the manner prescribed by the Natural Gas Act.

(E) Neither the supplements hereby suspended, nor the rate schedule sought to be altered thereby, shall be changed until these proceedings have been disposed of or until the periods of suspension have expired, unless otherwise ordered by the Commission.

(F) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)), on or before October 23, 1968.

By the Commission.

[SEAL]

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-11300; Filed, Sept. 18, 1968;  
8:45 a.m.]

[Docket No. E-7441]

## BLACK HILLS POWER AND LIGHT CO.

### Notice of Application

SEPTEMBER 13, 1968.

Take notice that on September 5, 1968, Black Hills Power and Light Co. (Applicant), filed an application seeking an order pursuant to section 204 of the Federal Power Act authorizing the issuance of up to \$1,780,000 in short-term promissory notes.

Applicant is incorporated under the laws of the State of South Dakota with its principal business office at Rapid City, S. Dak., and is engaged in the electric utility business in western South Dakota, northeastern Wyoming, and southeastern Montana.

The notes which will be issued to commercial banks will mature in less than 1 year and not later than October 31, 1969.

The proceeds will be used in part to finance Applicant's construction program for its fiscal year ending October 31, 1969. Present estimates indicate that expenditures for additions and improvements to Applicant's properties during the period from August 1, 1968, through June 30, 1969, will approximate \$5.8 million, of which approximately \$4.1 million will be spent for facilities related to the installation of additional generating capability at Wyodak Plant and the rebuilding of the Colony, Wyoming, to Alzada, Montana, transmission line.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 9, 1968, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). The application is on file and available for public inspection.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-11395; Filed, Sept. 18, 1968;  
8:48 a.m.]

<sup>28</sup> Designated as Supplement No. 7 to Texaco's FPC Gas Rate Schedule No. 8.

<sup>29</sup> Designated as Supplement No. 21 to Humble's FPC Gas Rate Schedule No. 19.



[Docket No. CP69-56]

**EL PASO NATURAL GAS CO.****Notice of Application**

SEPTEMBER 13, 1968.

Take notice that on September 4, 1968, El Paso Natural Gas Co. (Applicant), Post Office Box 1492, El Paso, Tex. 79999, filed in Docket No. CP69-56 a "budget-type" application pursuant to section 7(c) of the Natural Gas Act, as implemented by § 157.7(b) of the regulations under the Act, for a certificate of public convenience and necessity authorizing the construction, during the calendar year 1969, and the operation of budget-type gas-purchase facilities to enable Applicant to attach to its Southern Division System natural gas which will be purchased from authorized independent producers or similar sellers, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant seeks authorization to construct and operate: (1) Routine field facilities necessary to connect Applicant's Southern Division System with the facilities of independent producers; and (2) Compressor horsepower as may be required to compensate for declining reservoir pressures of existing gas sources.

The total cost of the proposed facilities will not exceed a maximum of \$2 million and no single project will exceed a cost of \$500,000. Applicant proposes to finance the cost of the proposed facilities from working funds.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before October 9, 1968.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no protest or petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a protest or petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-11396; Filed, Sept. 18, 1968; 8:48 a.m.]

[Docket No. RP69-2]

**FLORIDA GAS TRANSMISSION CO.****Order Suspending Proposed Changes in Rates, Providing for Hearing, Prescribing Prehearing Conference Procedure and Denying Motion To Reject**

SEPTEMBER 13, 1968.

Florida Gas Transmission Co. (Florida Gas) tendered for filing on August 1, 1968, changes in its FPC Gas Tariff, original volumes Nos. 1 and 2<sup>1</sup> to become effective September 16, 1968. By this filing Florida Gas proposes to increase all of its jurisdictional rates as follows: The T-1 and T-3 rates from 16 cents per MMBTU to 18.1 cents per MMBTU, the T-2 rate from 20 cents per MMBTU to 22.1 cents per MMBTU and the G and I rates from 54.7 cents and 33 cents per MMBTU to 57.6 cents and 33.6 cents per MMBTU, respectively. Based upon sales and transportation deliveries for the 12-month period ending April 30, 1968, adjusted, the proposed increase would amount to about \$3,350,000 annually.

In support of the proposed increase Florida Gas claims that the presently effective rates are inadequate to meet the company's obligations and provide a fair return. It states that the present rates were designed to recover the estimated costs made some 3 years ago, and that it has since experienced major cost increases. The claimed increased costs include a significantly higher cost of capital in financing the major plant expansion certificated in Docket No. CP65-393, the 10 percent Federal income tax surcharge, and increased operating expenses. The proposed rates reflect a 7.5 percent rate of return and Federal income taxes which include the 10 percent surcharge.

A review of the filing indicates that the data submitted in support of the proposed increase raises issues concerning, but not necessarily restricted to, rate of return, operating expenses, cost allocation and rate design. The proposed increased rates have not been shown to be justified and may be unjust, unreasonable, unduly discriminatory, preferential or otherwise unlawful.

Comments filed by customers of Florida Gas and other parties claiming an interest in the outcome of this proceeding include one opposition to the increase, and various petitions to intervene which also request suspension of the proposed rates for the full statutory period and move for adoption by the Commission of the interim order procedure for the purpose of disposing of the issue of rate of return.

Florida Power & Light Co. (FPL), a transportation customer, filed a motion to reject the rate increase filing on the

grounds that Florida Gas is prohibited from making any change in its presently effective rates which are under investigation in Docket No. RP68-1. FPL contends that the Commission's Opinion No. 516, issued March 1, 1967, in Docket No. CP65-393,<sup>2</sup> in which we announced our intention to initiate an investigation of all of Florida Gas' jurisdictional rates, and our order issued July 19, 1967, by which we instituted such investigation, both contemplated that the rate reductions which Florida Gas proposed in Docket No. CP65-393, and which became effective June 10, 1968, were to continue in effect until a rate determination was made in Docket No. RP68-1. Florida Gas filed an answer in which it states that FPL's motion, in effect, construes Opinion No. 516 as intending to place a moratorium on any change by Florida Gas in the presently effective rates, pending termination of Docket No. RP68-1 and urges that it is clear that the opinion placed no such limitation, either express or implied, upon Florida Gas.

Upon review of Opinion No. 516 and the rate orders issued subsequent thereto we believe FPL's contentions to be without merit. We shall therefore deny the motion to reject.

It is also our view, in the light of the procedures hereinafter provided, that no action need be taken at this time on the motions for interim order procedure on the issue of rate of return.

Hearings have been completed in Docket No. RP68-1 et al. and those proceedings are now being briefed. The data which Florida Gas has submitted in support of its proposed increase in RP69-2 include some additional claimed costs but do not appear to present any changes in the rate making principles or methods it employed in the presentation of its case in Docket No. RP68-1. Under the circumstances, it is appropriate that opportunity be provided the parties to explore procedures which would (1) avoid retrial of issues involving rate making principles or methods being briefed in RP68-1 et al., (2) arrive at stipulations and agreement on claimed costs or narrow the issues thereon, or (3) eliminate entirely the necessity for hearing in RP69-2. Accordingly we shall order a prehearing conference in this proceeding to enable all the parties and Commission staff to consider the above procedures, or any others, including settlement, which would most expeditiously provide for orderly and appropriate disposition of Florida Gas' rate proceedings.

**The Commission finds:**

(1) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing concerning the lawfulness of the rates, charges, classifications, and services contained in Florida Gas' FPC

<sup>1</sup> Second Revised Sheet No. 4 and First Revised Sheet No. 8 of original volume No. 1 and Third Revised Sheet Nos. 27 and 63, and First Revised Sheet No. 128 of original volume No. 2.

<sup>2</sup> By this opinion we granted a certificate to Florida Gas to construct and operate additional facilities for a new transportation service (T-3) for FPL.



Gas Tariff, as proposed to be amended by Second Revised Sheet No. 4 and First Revised Sheet No. 8 of original volume No. 1, and Third Revised Sheet Nos. 27 and 63, and First Revised Sheet No. 128 of original volume No. 2, and that those tariff sheets be suspended, and the use thereof deferred as hereinafter ordered.

(2) Florida Power and Light Co.'s motion to reject should be denied.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure and the regulations under the Natural Gas Act (18 CFR, Ch. I), a public hearing shall be held upon a date to be fixed by notice from the Presiding Examiner concerning the lawfulness of the rates, charges, classifications, and services contained in Florida Gas Transmission Co.'s FPC Gas Tariff, as proposed to be amended by Second Revised Sheet No. 4 and First Revised Sheet No. 8 of original volume No. 1, and Third Revised Sheet Nos. 27 and 63, and First Revised Sheet No. 128 of original volume No. 2.

(B) Pending a hearing and decision thereon the proposed revised tariff sheets listed in (A) above are suspended and the use thereof is deferred until February 16, 1969, and thereafter until such further time as they are made effective in the manner prescribed by the Natural Gas Act.

(C) Pursuant to § 1.18 of the Commission's rules of practice and procedure, a prehearing conference before the Presiding Examiner shall commence at 10 a.m., e.d.t., on September 25, 1968, in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C. 20426, for the purposes hereinabove stated.

(D) Presiding Examiner William L. Ellis, or any other designated by the Chief Examiner for that purpose (see Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding; shall prescribe relevant procedural matters not herein provided; and shall control this proceeding in accordance with the policies expressed in § 2.59 of the Commission's rules of practice and procedure.

(E) Florida Power & Light Co.'s motion to reject Florida Gas' rate increase filing is denied.

By the Commission.

[SEAL] GORDON M. GRANT,  
Secretary.

[F.R. Doc. 68-11397; Filed, Sept. 18, 1968;  
8:48 a.m.]

## FEDERAL HOME LOAN BANK BOARD NATIONWIDE INVESTMENT CORP.

### Notice of Receipt of Application for Permission To Acquire Control of Surety Savings and Loan Association

SEPTEMBER 16, 1968.

Notice is hereby given that the Federal Savings and Loan Insurance Corp. has

received an application from the Nationwide Investment Corp., Beverly Hills, Calif., on behalf of itself and its parent companies, North American Investment Co., Malubro Investment Co., Greenlake Trust "A", Greenlake Trust "B", and Malubro Trust, all of Beverly Hills, Calif., for permission to acquire control of the Surety Savings and Loan Association, Burbank, Calif. The proposed acquisition of control is to be effected by the purchase of control by Nationwide Investment Co., its parent companies, and its affiliate, the Mary Lou Brown Foundation, Beverly Hills, Calif., of the First Surety Corp., which owns all of the guarantee stock of the Surety Savings and Loan Association, an insured institution. Comments on the proposed acquisition should be submitted to the Director, Office of Examinations and Supervision, Federal Home Loan Bank Board, Washington, D.C. 20052, within 30 days of the date this notice appears in the FEDERAL REGISTER.

[SEAL] JACK CARTER,  
Secretary,  
Federal Home Loan Bank Board.

[F.R. Doc. 68-11426; Filed, Sept. 18, 1968;  
8:50 a.m.]

## FEDERAL RESERVE SYSTEM

### BARNETT NATIONAL SECURITIES CORP.

#### Order Approving Application Under Bank Holding Company Act

In the matter of the application of Barnett National Securities Corp., Jacksonville, Fla., for approval of acquisition of 80 percent or more of the voting shares of Munroe and Chambliss National Bank of East Ocala, Ocala, Fla.

There has come before the Board of Governors, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)) and § 222.3(a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), an application by Barnett National Securities Corp., Jacksonville, Fla., a registered bank holding company, for the Board's prior approval of the acquisition of 80 percent or more of the voting shares of Munroe and Chambliss National Bank of East Ocala, Ocala, Fla.

As required by section 3(b) of the Act, the Board notified the Comptroller of the Currency of the application and requested his views and recommendation. The Comptroller recommended approval of the application.

Notice of receipt of the application was published in the FEDERAL REGISTER on May 8, 1968 (33 F.R. 6944), providing an opportunity for interested persons to submit comments and views with respect to the proposed transaction. A copy of the application was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired and all those received have been considered by the Board.

*It is hereby ordered.* For the reasons set forth in the Board's statement<sup>1</sup> of this date, that said application be and hereby is approved; *Provided*, That the acquisition so approved shall not be consummated (a) before the 30th calendar day following the date of this order or (b) later than 3 months after the date of this order unless such period is extended for good cause by the Board or by the Federal Reserve Bank of Atlanta pursuant to delegated authority.

Dated at Washington, D.C., this 11th day of September 1968.

By order of the Board of Governors.<sup>2</sup>

[SEAL] ROBERT P. FORRESTAL,  
Assistant Secretary.

[F.R. Doc. 68-11365; Filed, Sept. 18, 1968;  
8:45 a.m.]

### BARNETT NATIONAL SECURITIES CORP.

#### Order Approving Application Under Bank Holding Company Act

In the matter of the application of Barnett National Securities Corp., Jacksonville, Fla., for approval of acquisition of 80 percent or more of the voting shares of The Munroe and Chambliss National Bank of Ocala, Ocala, Fla.

There has come before the Board of Governors, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)) and § 222.3(a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), an application by Barnett National Securities Corp., Jacksonville, Fla., a registered bank holding company, for the Board's prior approval of the acquisition of 80 percent or more of the voting shares of The Munroe and Chambliss National Bank of Ocala, Ocala, Fla.

As required by section 3(b) of the Act, the Board notified the Comptroller of the Currency of the application and requested his views and recommendation. The Comptroller recommended approval of the application.

Notice of receipt of the application was published in the FEDERAL REGISTER on May 8, 1968 (33 F.R. 6944), providing an opportunity for interested persons to submit comments and views with respect to the proposed transaction. A copy of the application was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired and all those received have been considered by the Board.

*It is hereby ordered.* For the reasons set forth in the Board's statement<sup>1</sup> of

<sup>1</sup> Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551, or to the Federal Reserve Bank of Atlanta.

<sup>2</sup> Voting for this action: Chairman Martin and Governors Mitchell, Daane, Maisel, Brimmer and Sherrill. Absent and not voting: Governor Robertson.

<sup>3</sup> Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551, or to the Federal Reserve Bank of Atlanta.

this date, that said application be and hereby is approved; *Provided*, That the acquisition so approved shall not be consummated (a) before the 30th calendar day following the date of this order or (b) later than 3 months after the date of this order unless such period is extended for good cause by the Board or by the Federal Reserve Bank of Atlanta pursuant to delegated authority.

Dated at Washington, D.C., this 11th day of September 1968.

By order of the Board of Governors.\*

[SEAL] ROBERT P. FORRESTAL,  
Assistant Secretary.

[F.R. Doc. 68-11386; Filed, Sept. 18, 1968; 8:45 a.m.]

### CENTRAL BANKING SYSTEM, INC.

#### Notice of Application for Approval of Acquisition of Shares of Bank

Notice is hereby given that application has been made to the Board of Governors of the Federal Reserve System pursuant to section 3(a) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)), by Central Banking System, Inc., which is a bank holding company located in Oakland, Calif., for the prior approval of the Board of the acquisition by Applicant of 80 percent or more of the voting shares of Livermore National Bank, Livermore, Calif.

Section 3(c) of the Act provides that the Board shall not approve (1) any acquisition or merger or consolidation under this section which would result in a monopoly, or which would be in furtherance of any combination or conspiracy to monopolize or to attempt to monopolize the business of banking in any part of the United States, or (2) any other proposed acquisition or merger or consolidation under this section whose effect in any section of the country may be substantially to lessen competition, or to tend to create a monopoly, or which in any other manner would be in restraint of trade, unless it finds that the anti-competitive effects of the proposed transaction are clearly outweighed in the public interest by the probable effect of the transaction in meeting the convenience and needs of the community to be served.

Section 3(c) further provides that, in every case, the Board shall take into consideration the financial and managerial resources and future prospects of the company or companies and the banks concerned, and the convenience and needs of the community to be served.

Not later than thirty (30) days after the publication of this notice in the FEDERAL REGISTER, comments and views regarding the proposed acquisition may be filed with the Board. Communications should be addressed to the Secretary, Board of Governors of the Federal

\* Voting for this action: Chairman Martin and Governors Mitchell, Daane, Maisel, Brimmer and Sherrill. Absent and not voting: Governor Robertson.

Reserve System, Washington, D.C. 20551. The application may be inspected at the office of the Board of Governors or the Federal Reserve Bank of San Francisco.

Dated at Washington, D.C., this 12th day of September 1968.

By order of the Board of Governors.

[SEAL] ROBERT P. FORRESTAL,  
Assistant Secretary.

[F.R. Doc. 68-11367; Filed, Sept. 18, 1968; 8:45 a.m.]

## GENERAL SERVICES ADMINISTRATION

[Federal Property Management Regs., Temporary Reg. F-21]

### SECRETARY OF DEFENSE

#### Delegation of Authority Regarding Electric Service Rate Proceedings

1. *Purpose*. This regulation delegates authority to the Secretary of Defense to represent the customer interest of the Federal Government in an electric service rate proceeding.

2. *Effective date*. This regulation is effective immediately.

#### 3. Delegation.

a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections 201 (a) (4) and 205 (d), authority is delegated to the Secretary of Defense to represent the interests of the executive agencies of the Federal Government before the California Public Utilities Commission in a proceeding involving electric service rate increases by the Southern California Edison Co. (Application No. 50363).

b. The Secretary of Defense may redelegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and further, shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

LAWSON B. KNOTT, Jr.,  
Administrator of General Services.

SEPTEMBER 12, 1968.

[F.R. Doc. 68-11393; Filed, Sept. 18, 1968; 8:47 a.m.]

[Federal Property Management Regs., Temporary Reg. F-22]

### SECRETARY OF DEFENSE

#### Delegation of Authority Regarding Electric Service Rate Proceeding

1. *Purpose*. This regulation delegates authority to the Secretary of Defense to represent the customer interest of the Federal Government in an electric service rate proceeding.

2. *Effective date*. This regulation is effective immediately.

#### 3. Delegation.

a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections 201 (a) (4) and 205 (d), authority is delegated to the Secretary of Defense to represent the interests of the executive agencies of the Federal Government before the Georgia Public Service Commission in a proceeding involving electric service rates by the Georgia Power Co. (Georgia PSC Docket No. 2074 U).

b. The Secretary of Defense may redelegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and further, shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

LAWSON B. KNOTT, Jr.,  
Administrator of General Services.

SEPTEMBER 12, 1968.

[F.R. Doc. 68-11416; Filed, Sept. 18, 1968; 8:49 a.m.]

## SECURITIES AND EXCHANGE COMMISSION

### ALCAR INSTRUMENTS, INC.

#### Order Suspending Trading

SEPTEMBER 13, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Alcar Instruments, Inc., 225 East 57th Street, New York, N.Y., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

*It is ordered*, Pursuant to section 15 (c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period September 14, 1968, through September 23, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F.R. Doc. 68-11385; Filed, Sept. 18, 1968; 8:47 a.m.]

[File No. 1-3421]

## CONTINENTAL VENDING MACHINE CORP.

#### Order Suspending Trading

SEPTEMBER 13, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, 10 cents par value of Continental Vending Machine Corp., and the 6 percent convertible subordinated debentures due September 1, 1976, being traded

otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

*It is ordered*, Pursuant to section 15 (c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period September 14, 1968, through September 23, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 68-11386; Filed, Sept. 18, 1968;  
8:47 a.m.]

## MASTER-CRAFT ELECTRONICS CORP.

### Order Suspending Trading

SEPTEMBER 13, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Master-Craft Electronics Corp., 1115 Broadway, New York, N.Y. 10010, and all other securities of Master-Craft Electronics Corp., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

*It is ordered*, Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period September 14, 1968 through September 21, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 68-11387; Filed, Sept. 18, 1968;  
8:47 a.m.]

[70-4670]

## NORTHEAST UTILITIES

### Notice of Proposed Transactions

SEPTEMBER 13, 1968.

Notice is hereby given that Northeast Utilities ("Northeast"), 70 Federal Street, Boston, Mass. 02110, a registered holding company, has filed a declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6, 7, 12(b), 12(c), and 12(f) of the Act and rules 42, 45, and 50 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the declaration, which is summarized below, for a complete statement of the proposed transactions.

Northeast proposes to make cash capital contributions aggregating \$25 million to The Connecticut Light and Power Co. ("CL&P"), The Hartford Electric Light Co. ("Hartford"), and Western Massachusetts Electric Co. ("WMECO"), all electric utility subsidiary companies of Northeast. The capital contributions will be made in 1968 to

CL&P, Hartford, and WMECO in the amounts of \$10 million, \$8 million, and \$7 million, respectively. CL&P, Hartford, and WMECO will use the capital contributions, together with the proceeds of First Mortgage Bonds, estimated at \$40 million, \$25 million, and \$15 million, respectively, to finance, in part, the costs of their respective 1968 construction programs and investments in regional nuclear generating companies, to finance additional construction expenditures and generating company investments, and for other corporate purposes. The construction programs of CL&P, Hartford, and WMECO contemplate gross construction expenditures of approximately \$66,700,000, \$37,300,000, and \$28,500,000, respectively, in 1968 and \$89,900,000, \$34,600,000, and \$36,500,000, respectively, in 1969. Investments in or advances to nuclear generating companies, Connecticut Yankee Atomic Power Co., Maine Yankee Atomic Power Co., and Vermont Yankee Nuclear Power Corp., by CL&P, Hartford, and WMECO are estimated to aggregate \$2,200,000, \$1 million, and \$800,000, respectively, in 1968, and \$1,200,000, \$600,000, and \$500,000, respectively, in 1969.

In order to obtain the necessary funds for the capital contributions, Northeast proposes to issue and sell 1,684,085 additional shares of its authorized \$5 par value common stock pursuant to a rights offering to its common stockholders on the basis of one additional share for each 20 shares held on the record date, which will be at 3:30 p.m. on the date on which proposals for the purchase of any unsubscribed shares are opened. The rights to subscribe are to be evidenced by fully transferable warrants. In case the number of shares of common stock held of record by any shareholder is not evenly divisible by 20, such shareholder will be entitled to subscribe for one additional share of common stock in lieu of any fraction thereof. If, as a result, subscriptions pursuant to the rights offering to shareholders should exceed 1,684,085 shares of common stock computed on the basis of a strict 1-for-20 offering, additional shares will be issued to the extent necessary. Northeast expects that subscription rights will be traded on the New York Stock Exchange. Northeast proposes to invite bids for any unsubscribed shares pursuant to the competitive bidding requirements of Rule 50 promulgated under the Act. Prior to the time to submit bids, Northeast will set the subscription price for the offers to stockholders, and such subscription price will also be the price for the unsubscribed shares, if any, to the underwriters. Such subscription price will be not more than the last reported sale price on the New York Stock Exchange prior to the fixing thereof and not less than such last reported sale price less 10 percent.

It is stated that Northeast may, if it is considered desirable, stabilize the price of its common stock by the purchase of not more than 84,200 shares on the New York Stock Exchange, in the open market, or otherwise on the three business

days preceding and on the day on which proposals for the purchase of the unsubscribed shares are submitted, up to and until a proposal is accepted or all proposals are rejected. Under the purchase agreement, any such shares, together with the unsubscribed shares, will be taken up by the purchasers at the subscription price.

The declaration further states that if market conditions at the time of the proposed rights offering make it inadvisable, in Northeast's judgment, to proceed with the sale of the additional common stock, Northeast proposes to renew and extend its outstanding short-term notes to banks, which presently aggregate approximately \$3,400,000 and to issue and sell to banks up to an additional \$25,600,000 of short-term notes (and to renew such notes) from time to time. The aggregate amount of such notes at any one time outstanding, including both notes now outstanding and those hereafter issued, will at no time exceed \$29 million. The notes will each be dated the date of issue, will have maximum maturity dates of 6 months, will bear interest at the prime rate in effect at the lending bank on the date of issue, and will be subject to prepayment at any time at Northeast's option without premium. Although no formal commitments for future borrowings have been made with any bank, Northeast expects such borrowings will be effected from the banks and in the maximum amounts listed below:

Bankers Trust Co., New York, N.Y. ....	\$11,400,000
Manufacturers Hanover Trust Co., New York, N.Y. ....	4,000,000
Morgan Guaranty Trust Co., New York, N.Y. ....	4,000,000
New England Merchants National Bank, Boston, Mass. ....	4,000,000
The Connecticut Bank & Trust Co., Hartford, Conn. ....	3,600,000
Irving Trust Co., New York, N.Y. ....	2,000,000
Total .....	29,000,000

The net proceeds from the sale of the additional common shares (estimated to exceed \$25 million), or, alternatively, the funds derived from the issue of \$25 million principal amount of the notes, will be utilized by Northeast to make the foregoing capital contributions. If the additional common shares are sold, Northeast estimates it will not require additional permanent financing in 1968 or 1969. If the additional common shares are not sold and Northeast proceeds with the issuance and sale of the notes, it will apply the net proceeds from any permanent financing, including any future sale of any of its common shares, in reduction of, or in total payment of, such outstanding notes. The proceeds of the sale of the \$3,400,000 of notes which are now outstanding have been applied, and the proceeds of any additional notes hereafter sold, over and above the amount required for the capital contributions, will be applied, by Northeast (1) to make investments in Northeast Utilities Service Co., The Millstone Point Co., and The Rocky River Realty Co., (2)

to make other investments in its subsidiary companies as and to the extent such investments are permitted by the Act, and (3) to meet other miscellaneous capital requirements.

The declaration states that no State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions. The fees and expenses relating to the proposed issue and sale of common stock will be filed by amendment. The fees and expenses of the alternatively proposed issue and sale of short-term notes are estimated at \$1,500, including legal fees of \$1,000.

Notice is further given that any interested person may, not later than September 30, 1968, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the declaration, as filed or as it may be amended, may be permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 68-11388; Filed, Sept. 18, 1968;  
8:47 a.m.]

#### PARAMOUNT GENERAL CORP.

##### Order Suspending Trading

SEPTEMBER 13, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Paramount General Corp., Los Angeles, Calif., and all other securities of Paramount General Corp. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

*It is ordered*, Pursuant to section 15 (c) (5) of the Securities Exchange Act of 1934, that trading in such securities

otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period September 15, 1968, through September 24, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 68-11389; Filed, Sept. 18, 1968;  
8:47 a.m.]

#### STANWOOD OIL CORP.

##### Order Suspending Trading

SEPTEMBER 13, 1968.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Stanwood Oil Corp., Warren, Pa., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

*It is ordered*, Pursuant to section 15 (c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period September 16, 1968, through September 25, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 68-11390; Filed, Sept. 18, 1968;  
8:47 a.m.]

[File No. 1-4371]

#### WESTEC CORP.

##### Order Suspending Trading

SEPTEMBER 13, 1968.

The common stock, 10 cents par value, of Westec Corp., being listed and registered on the American Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Westec Corp., being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

*It is ordered*, Pursuant to sections 15 (c) (5) and 19(a) (4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period September 14, 1968, through September 23, 1968, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 68-11391; Filed, Sept. 18, 1968;  
8:47 a.m.]

## INTERSTATE COMMERCE COMMISSION

[Notice 1220]

### MOTOR CARRIER, BROKER, WATER CARRIER AND FREIGHT FOR- WARDER APPLICATIONS

SEPTEMBER 13, 1968.

The following applications are governed by Special Rule 1.247<sup>1</sup> of the Commission's general rules of practice (49 CFR, as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with § 1.247(d) (3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one (1) copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of § 1.247(d) (4) of the special rules, and shall include the certification required therein.

Section 1.247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's general policy statement concerning Motor Carrier Licensing Pro-

<sup>1</sup> Copies of Special Rule 1.247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

cedures, published in the FEDERAL REGISTER issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record.

The publications hereinafter set forth reflect the scope of the applications as filed by applicants, and may include descriptions, restrictions, or limitations which are not in a form acceptable to the Commission. Authority which ultimately may be granted as a result of the applications here noticed will not necessarily reflect the phraseology set forth in the application as filed, but also will eliminate any restrictions which are not acceptable to the Commission.

No. MC 2202 (Sub-No. 354), filed August 29, 1968. Applicant: ROADWAY EXPRESS, INC., 1077 Gorge Boulevard, Post Office Box 471, Akron, Ohio 44309. Applicant's representative: Robert H. Kinker, 711 McClure Building, Frankfort, Ky. 40601 and Douglas Faris (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* except those of unusual value, classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving Hendersonville, Tenn., as an off route point in connection with applicant's regular route between Cleveland, Ohio, and Memphis, Tenn. NOTE: If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn.

No. MC 2202 (Sub-No. 355), filed August 30, 1968. Applicant: ROADWAY EXPRESS, INC., 1077 Gorge Boulevard, Post Office Box 471, Akron, Ohio 44309. Applicant's representatives: William O. Turney, 2001 Massachusetts Avenue NW., Washington, D.C. 20036 and Douglas Faris (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk and those requiring special equipment, between Peoria and Decatur, Ill.; from Peoria over Interstate Highway 74 to junction Illinois Highway 121, thence over Illinois Highway 121 to Decatur and return over the same route serving no intermediate points, as an alternate route for operating convenience only. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 2860 (Sub-No. 24) (Amendment), filed April 17, 1968, published in FEDERAL REGISTER issue of May 9, 1968, amended August 28, 1968, and republished, this issue. Applicant: NATIONAL FREIGHT, INC., 57 West Park Avenue, Vineland, N.J. 08360. Applicant's representative: Francis W. McNerny, 1000 16th Street NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs, canned, prepared or preserved, cooking or edible oils, matches, oleomargarine and shortening, cleaning kits and cleaning compounds* except in bulk or tank vehicles,

from Middletown (Dauphin County), Pa., to points in Delaware, Maryland, New Jersey, New York, Pennsylvania, Virginia, and the District of Columbia, and *pallets, and refused, rejected, damaged, or defective shipments*, on return. NOTE: Applicant states it would tack the proposed authority with its present authority at numerous points in the Middle Atlantic territory and would permit service on some commodities in some operations to central and southeastern territories. The purpose of this republication is to re-describe the commodity description, and add pallets, and refused, rejected, damaged, or defective shipments, on return. If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif., or Washington, D.C.

No. MC 2860 (Sub-No. 34), filed August 23, 1968. Applicant: NATIONAL FREIGHT, INC., 57 West Park Avenue, Vineland, N.J. 08360. Applicant's representative: Alexander Markowitz (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aircraft engines and aircraft component parts*, between Vero Beach, Fla., and Lock Haven and Williamsport, Pa. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Miami, Fla.

No. MC 7587 (Sub-No. 2), filed September 5, 1968. Applicant: JOHN M. DUFFY, THOMAS J. DUFFY, JOHN M. DUFFY, JR., JOSEPH P. DUFFY, AND JAMES J. DUFFY, a partnership, doing business as JOHN M. DUFFY AND P. HUGHES & SON, 15 North 59th Street, Philadelphia, Pa., 19139. Applicant's representative: Alan Khan, 1920 Two Penn Center Plaza, Philadelphia, Pa. 19102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pianos, organs, and parts and accessories thereof*, between points in Bucks, Chester, Delaware, Montgomery, and Philadelphia Counties, Pa., on the one hand, and, on the other, points in Delaware, New Jersey, and the New York, N.Y. commercial zone as defined by the Commission. NOTE: If a hearing is deemed necessary, applicant requests it be held in Philadelphia, Pa., or Washington, D.C.

No. MC 10761 (Sub-No. 228), filed August 30, 1968. Applicant: TRANS-AMERICAN FREIGHT LINES, INC., 1700 North Waterman Avenue, Detroit, Mich. 48209. Applicant's representatives: L. G. Naidow (same address as applicant) and A. Alvis Layne, Pennsylvania Building, Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, serving the Ford Motor Co., plantsite at the intersection, of Westport Road and Murphy Lane, Jefferson County, near Louisville, Ky., as an off route point in connection with applicant's regular route authority to and from Louisville, Ky. NOTE: If a

hearing is deemed necessary, applicant requests it be held at Louisville, Ky.

No. MC 13250 (Sub-No. 100) (Amendment), filed April 5, 1968, published FEDERAL REGISTER issue of May 9, 1968, amended August 29, 1968, and republished as amended this issue. Applicant: J. H. ROSE TRUCK LINE, INC., 5003 Jensen Drive, Post Office Box 16190, Houston Tex. 77022. Applicant's representative: Thomas E. James, The 904 Lavaca Building, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Mowers*; (2) *street sweepers*; and (3) *parts and attachments* for the items named in (1) and (2) above, from the plantsite and storage facilities of American Hoist Company of California (a subsidiary of American Hoist & Derrick Co.), at or near Irwindale, Calif., to points in the United States (except Hawaii). NOTE: Applicant states that no duplicating authority is sought. The purpose of this republication is to broaden the commodity description. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 14702 (Sub-No. 21), (Amendment) filed May 24, 1968, published in FEDERAL REGISTER issue of June 13, 1968, amended September 4 and republished as amended, this issue. Applicant: OHIO EAST FREIGHT, INC., Post Office Box 808, Warren, Ohio 44482. Applicant's representative: Paul F. Beery, 88 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum*, between Oswego, N.Y., on the one hand, and, on the other, points in Connecticut, Delaware, District of Columbia, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Tennessee, Vermont, Virginia, West Virginia, Rhode Island, and Wisconsin. NOTE: The purpose of this republication is to add New York as a destination State, thereby broadening the scope of authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 16903 (Sub-No. 28) (Correction), filed July 29, 1968, published FEDERAL REGISTER, issue of August 22, 1968, and republished in part as corrected, this issue. Applicant: MOON FREIGHT LINES, INC., 120 West Grimes Lane, Bloomington, Ind. 47402. Applicant's representative: Ferdinand Born, 601 Chamber of Commerce Building, Indianapolis, Ind. 46204. NOTE: The purpose of this partial republication is to reflect that the portion of the service proposed in Item 4 should include service on and south of U.S. Highway 40. In previous publication the word on was inadvertently omitted. The rest of the application remains as previously published.

No. MC 19193 (Sub-No. 10), filed August 29, 1968. Applicant: LAFFERTY TRUCKING COMPANY, a corporation, 3703 Beale Avenue, Altoona, Pa. 16603.



Applicant's representative: Robert H. Griswold, 100 Pine Street, Post Office Box 432, Harrisburg, Pa. 17108. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Such merchandise* as is dealt in by wholesale, retail, and chain grocery and food business houses, and, in connection therewith, *equipment, materials, and supplies* used in the conduct of such business, (a) between points within a territory bounded by a line beginning at Normalville, Pa., thence extending in a westwardly direction through Connellsville, Pa., to California, Pa., thence in a southwesterly direction through Fredericktown, Pa., to Waynesburg, Pa., thence in a southwardly direction along Pennsylvania Highway 218 to the Pennsylvania-West Virginia State line, thence in a southwardly direction through Grafton, Philippi, Belington, and Elkins, W. Va., thence in a northeasterly direction through Parsons, W. Va., to Thomas, W. Va., thence north to Normalville, including the points named; and, (b) between points in the above specified territory, on the one hand, and, on the other, Hancock, Md., Greensburg and Kane, Pa., and points within the territory bounded by a line beginning at Tionesta, Pa., and extending south through Shippensburg, Pa., and Oakland, Md., to Thomas, W. Va., thence in a southeasterly direction to Petersburg, W. Va., thence in a northeasterly direction through Moorefield, W. Va., McConnellsburg and Duncannon, Pa., to Millersburg, Pa., thence in a northwesterly direction to Jersey Shore, Pa., and thence west through Renovo, Emporium, Johnsonburg, and St. Marys, Pa., to Tionesta, including the points named; (2) *store fixtures, and store equipment*, uncrated, used in the conduct of wholesale, retail, and chain grocery and food business houses, between Youngstown, Ohio, on the one hand, and, on the other, points within a territory bounded by a line beginning at Normalville, Pa., thence extending in a westwardly direction through Connellsville, Pa., to California, Pa., thence in a southwesterly direction through Fredericktown, Pa., to Waynesburg, Pa., thence in a southwardly direction along Pennsylvania Highway 218 to the Pennsylvania-West Virginia State line, thence in a southwardly direction through Grafton, Philippi, Belington, and Elkins, W. Va., thence in a northeasterly direction through Parsons, W. Va., to Thomas, W. Va., thence north to Normalville, Pa., including the points named. Restriction: The operations described under the two commodity descriptions above are limited to a transportation service to be performed under a continuing contract, or contracts, with THE GREAT ATLANTIC & PACIFIC TEA COMPANY, INC. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Harrisburg, Pa.

No. MC 19945 (Sub-No. 29), filed September 3, 1968. Applicant: BEHNKEN TRUCK SERVICE, INC., Route 13, New Athens, Ill. 62264. Applicant's representative: Ernest A. Brooks II, 1301 Ambassador Building, St. Louis, Mo.

63101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer materials*, liquid and dry, in bags and in bulk, from the plantsite of Sinclair Petrochemicals, Inc., at or near Fort Madison, Iowa, to points in Arkansas, Illinois, Indiana, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, Tennessee, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago or Springfield, Ill., or Washington, D.C.

No. MC 22296 (Sub-No. 4), filed August 30, 1968. Applicant: HERITAGE VAN LINES, INC., 1434 Third Avenue, Huntington, W. Va. 25701. Applicant's representative: Charles F. Dodrill, c/o Dodrill & Dodrill, Post Office Box 1824, Huntington, W. Va. 25719. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* as defined by the Commission, between points in Illinois, Indiana, Kentucky, Louisiana, Michigan, Ohio, Pennsylvania, Tennessee, Virginia, West Virginia, and the District of Columbia, on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Mississippi, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Virginia, West Virginia, and the District of Columbia. NOTE: Applicant states that by the instant application, it seeks revision of a portion of its authority in MC 22296, and the purpose of this application is to seek elimination of a gateway limitation which exists in its said authority. Applicant further states that if this revision is granted, it agrees to surrender that portion of its current certificate in MC 22296, relating to the transportation of household goods as defined by the Commission. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 24583 (Sub-No. 14), filed August 28, 1968. Applicant: RODNEY STEWART AND TROY STEWART, a partnership, doing business as FRED STEWART COMPANY, 129 South Clay Street, Magnolia, Ark. 71753. Applicant's representative: Joe G. Fender, 802 Houston First Savings Building, Houston, Tex. 77002. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Expanded plastics*, (a) from points in Hamilton township, Lorain County, Ohio, and Pevely, Mo., to points in Columbia County, Ark., and, (b) from points in Hamilton township, Lorain County, Ohio, to Cape Girardeau and Pevely, Mo.; (2) *expanded plastic products, laminated with wood or metal*, from Cape Girardeau, Mo., to points in Columbia County, Ark.; and, (3) *expanded plastic*, from points in Columbia County, Ark., to points in Louisiana, Texas, Mississippi, New Mexico, Oklahoma, Kansas, Missouri, Tennessee, Kentucky, Alabama, Georgia, Florida, and Ohio. NOTE: If a hearing is deemed

necessary, applicant requests it be held at Houston or Dallas, Tex., or Little Rock, Ark.

No. MC 25869 (Sub-No. 82), filed September 3, 1968. Applicant: NOLTE BROS. TRUCK LINES, INC., 4734 South 27th Street, Omaha, Nebr. 68107. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen bakery goods and frozen prepared foods*, from Deerfield and Chicago, Ill., to points in Iowa, Nebraska, and Colorado. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 25869 (Sub-No. 83), filed September 3, 1968. Applicant: NOLTE BROS. TRUCK LINE, INC., 4734 South 27th Street, Omaha, Nebr. 68107. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from Greeley, Colo., to points in Wisconsin, Illinois, Indiana, Kentucky, and the Lower Peninsula of Michigan. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 27817 (Sub-No. 78), filed August 26, 1968. Applicant: H. C. GABLER, INC., Rural Delivery No. 3, Chambersburg, Pa. 17201. Applicant's representative: Christian V. Graf, 407 North Front Street, Harrisburg, Pa. 17101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Grass stop*, in rolls, *metal stove shovels, metal roofing and siding, and fabricated metal building products*, from the plantsite of Penn Supply & Metal Corp., Inc., at Philadelphia, Pa., to points in Alabama, Arkansas, Iowa, Kansas, Louisiana, Minnesota, Missouri, Mississippi, Nebraska, North Carolina, Oklahoma, Texas, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Harrisburg, Pa.

No. MC 28653 (Sub-No. 15), filed August 21, 1968. Applicant: INTERCITY TRUCKING SERVICE, INC., 14333 Goddard Street, Detroit, Mich. 48212. Applicant's representative: Robert D. Schuler, Suite 1700, 1 Woodward Avenue, Detroit, Mich. 48226. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between Dixie Highway (formerly U.S. Highway 10) and Fenton, Mich.; from junction Dixie Highway (formerly U.S. Highway 10) and Grange Hall Road, over Grange Hall Road and Milford



Road to Holly, Mich., thence over Milford Road and Grange Hall Road to Fenton, and return over the same route (also, from junction Dixie Highway (formerly U.S. Highway 10) and Holly Road over Holly Road to Holly, Mich., thence over Milford Road and Fenton Road to Fenton, and return over the same route), serving all intermediate points. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Lansing, Mich.

No. MC 29079 (Sub-No. 48), filed September 4, 1968. Applicant: BRADA MILLER FREIGHT SYSTEM, INC., 1210 South Union, Post Office Box 935, Kokomo, Ind. 46901. Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles and materials, equipment, and supplies* used in the manufacture and processing of iron and steel articles, between Huntington, W. Va., on the one hand, and, on the other, points in Illinois, Indiana, Michigan, Missouri, Ohio, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 29660 (Sub-No. 18), filed August 27, 1968. Applicant: HERMAN LOZOWICK TRUCKING CO., a corporation, 1551 Park Avenue South, Linden, N.J. 07036. Applicant's representative: Morton E. Kiel, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Copper and brass pipe and tubing*, from Reading, Pa., to points in Camden, Burlington, Ocean, Sussex, Hunterdon, Mercer, Monmouth, Middlesex, Morris, and Union Counties, N.J., and points in Nassau, Suffolk, and Westchester Counties, N.Y., and *returned shipments*, on return, under contract with Reading Industries, Inc. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 31389 (Sub-No. 103), filed August 29, 1968. Applicant: McLEAN TRUCKING COMPANY, a corporation, 617 Waughtown Street, Post Office Box 213, Winston-Salem, N.C. 27102. Applicant's representative: Francis W. McInerney, 1000 16th Street NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Indianapolis, Ind., and Kansas City, Mo., and Kansas City, Kans.; from Indianapolis over U.S. Highway 40 (Interstate 70) to Kansas City, Mo., and Kansas City, Kans., and return over the same route as an alternate route for operating convenience only. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Indianapolis, Ind.

No. MC 35334 (Sub-No. 68), filed August 30, 1968. Applicant: COOPER-JARRETT, INC., 23 South Essex Avenue,

Orange, N.H. 07051. Applicant's representative: Irving Klein, 280 Broadway, New York, N.Y. 10007. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Dwight, Ill., on the one hand, and, on the other, points in Ohio, New York, Pennsylvania, New Jersey, Delaware, Maryland, Connecticut, Rhode Island, Massachusetts, Maine, New Hampshire, and Vermont. **NOTE:** Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Chicago, Ill.

No. MC 36291 (Sub-No. 7), filed August 26, 1968. Applicant: PETTIGREW TRUCKING, INC., Rural Delivery No. 4, White Township, Indiana, Pa. 15701. Applicant's representative: Henry M. Wick, Jr., 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Plumbing fixtures and fittings therefor*, from Scranton, Pa., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia, under contract with Gerber Plumbing Fixtures, Inc. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Newark, N.J.

No. MC 38383 (Sub-No. 23), filed September 3, 1968. Applicant: THE GLENN CARTAGE COMPANY, a corporation, 1115 South State Street, Girard, Ohio 44420. Applicant's representative: Henry M. Reinert, 660 Terminal Tower, Cleveland, Ohio 44113. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Precast concrete slabs and beams, and accessories, supplies, and materials incidental to the installation thereof*: (1) from Kent and Dayton, Ohio, to points in Kentucky, Indiana, Michigan, Pennsylvania, New York, and West Virginia; and (2) from Livonia, Mich., to points in Kentucky and Indiana, and *returned and rejected shipments on return* in Nos. (1) and (2) above. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Columbus or Cleveland, Ohio.

No. MC 42487 (Sub-No. 697), filed August 26, 1968. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Drive, Menlo Park, Calif. 94025. Applicant's representative: A. John Warren, Commerce Supervisor, Western Traffic Service, Post Office Box 3062, Portland, Ore. 97208. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except liquid petroleum products, in bulk, in tank vehicles, and household goods as defined by the Commission, serving the Libby Dam Construction Project, located approxi-

mately 20 miles north of Libby, Mont., as an off-route point in connection with applicant's presently authorized regular route operations between Kalispell and Libby, Mont. **NOTE:** Applicant states it will tack its present authority MC 42487 Subs 23 and 24, at Libby, Mont. If a hearing is deemed necessary, applicant requests it be held at Portland, Ore., or Seattle, Wash.

No. MC 51146 (Sub-No. 104), filed Sept. 3, 1968. Applicant: SCHNEIDER TRANSPORT & STORAGE, INC., 817 McDonald Street, Green Bay, Wis. 54306. Applicant's representatives: Donald F. Martin (same address as applicant), and Charles Singer, 33 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Paper and paper products; products produced or distributed by manufacturers and converters of paper and paper products*; from Adams, Wis., to points in Minnesota, Iowa, Missouri, Illinois, Ohio, Indiana, Wisconsin, and Michigan, and (2) *returned and rejected shipments and materials supplies and equipment used in the manufacture and distribution of the above-described commodities on return*. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 51518 (Sub-No. 1), filed September 3, 1968. Applicant: PETER VESELY, EDWARD VESELY, AND FRANCES VESELY, doing business as VESSELY BROTHERS "THE MOVERS", Post Office Box 455, Fayette City, Pa. 15438. Applicant's representative: Henry M. Wick, Jr., 2310 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Toilet preparations, soap, cosmetics, and related advertising materials*, from Washington Township, Fayette County, Pa., to points in Allegheny, Fayette, Greene, Washington, and Westmoreland Counties, Pa. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa.

No. MC 52460 (Sub-No. 91), filed September 4, 1968. Applicant: HUGH BREEDING, INC., 1420 West 35th Street, Post Office Box 9515, Tulsa, Okla. 74107. Applicant's representative: James W. Wrape, 2111 Sterick Building, Memphis, Tenn. 38103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products* in containers, from Smiths Bluff, Jefferson County, Tex., to points in Tennessee west of U.S. Highway 31. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn., Oklahoma City, Okla., or Kansas City, Mo.

No. MC 52657 (Sub-No. 661), filed August 29, 1968. Applicant: ARCO AUTO CARRIERS, INC., 2140 West 79th Street, Chicago, Ill. 60620. Applicant's representatives: A. J. Bieberstein, 121 West Doty Street, Madison, Wis. 53703, and S. J. Zangri, 2140 West 79th Street, Chicago, Ill. 60602. Authority sought to

operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Trailers, trailer chassis (except those designed to be drawn by passenger automobiles), and trailer converter dollies, in initial truckaway and drive-away service*, from Milwaukee, Wis., to points in Illinois on and north of U.S. Highway 24, Wisconsin, and the Upper Peninsula of Michigan and Wayne County, Mich.; (2) *trailers, trailer chassis (except those designed to be drawn by passenger automobiles), and trailer converter dollies, in secondary truckaway service*, from points in the United States, including Alaska, but excluding Hawaii, to the plantsites, warehouses, storage areas, and service centers of The Hell Co. at or near Milwaukee, Wis.; (3) *bodies and containers*, between Milwaukee, Wis., on the one hand, and, on the other, points in the United States, including Alaska, but excluding Hawaii; and (4) *materials, supplies, and parts used in the manufacture, assembly, or servicing of the commodities described in paragraphs (1) and (3) above, when moving in mixed loads with such commodities*, between Milwaukee, Wis., on the one hand, and, on the other, points in the United States, including Alaska, but excluding Hawaii. **NOTE:** Applicant states it presently holds authority under its Sub 336 to transport trailers from Milwaukee, Wis., to all points in the United States except to points in the destination territory described in paragraph (1) above and that the sought authority will enable the rendering of a complete service. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 52709 (Sub-No. 304), filed August 22, 1968. Applicant: RINGSBY TRUCK LINES, INC., 3201 Ringsby Court, Denver, Colo. 80216. Applicant's representative: Eugene Hamilton (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen poultry and poultry products*, from Schaumburg, Ill., to points in Colorado, Arizona, Nebraska, Iowa, Oregon, and California. **NOTE:** Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 55777 (Sub-No. 8), filed August 30, 1968. Applicant: MILLS TRANSFER CO., a corporation, 47 Sycamore Street, Gallipolis, Ohio 45631. Applicant's representative: Cliff Dixon (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Electric motors* except those motors which because of their size or weight require the use of special equipment, from the plantsite of Robbins & Myers, Inc., Gallipolis, Ohio, to Lexington, Ky. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Charleston, W. Va., or Columbus, Ohio.

No. MC 59317 (Sub-No. 7) (Clarification), filed July 31, 1968, published in FEDERAL REGISTER issue of August 15, 1968, and republished as clarified this issue. Applicant: BISOM TRUCK LINE,

INC., 725 First Street, Newton, Iowa 50208. Applicant's representative: William A. Landau, 1451 East Grand Avenue, Des Moines, Iowa 50206. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Garbage disposal units*, and (2) *parts for garbage disposal units*, from Newton, Iowa, to points in Illinois, Minnesota, Nebraska, South Dakota, and Wisconsin. **NOTE:** Applicant intends to tack at Moorhead, Minn., to provide service to Fargo, N. Dak. The purpose of this republication is to add No. (2) above. If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa.

No. MC 61048 (Sub-No. 9) (Amendment), filed May 16, 1968, published in FEDERAL REGISTER issue of June 13, 1968, and republished as amended, this issue. Applicant: LEONARD EXPRESS, INC., Post Office Box 610, Greensburg, Pa. Applicant's representative: Jerome Solomon, 1302 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, and except classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), between points in Ohio on the one hand, and, on the other; (a) points in Connecticut on and west of U.S. Highway 5 and Manchester, Conn.; (b) points in New York, N.Y., commercial zone, Westchester and Nassau Counties, N.Y., and points on Long Island, N.Y., on and west of New York Highway 110, and those points in New York State within 30 miles of Newark, N.J.; (c) points in Bergen, Passaic, Essex, Hudson, Ocean, Union, Morris, Middlesex, Hunterdon, Warren, Somerset, Burlington, Camden, Mercer, and Monmouth Counties, N.J.; (d) points in Philadelphia, Pa., commercial zone and points in Delaware County, Pa., on and east of U.S. Highway 202.

(e) Points in Pennsylvania on and west of a line extending from the Pennsylvania-New York State line along U.S. Highway 219 to junction U.S. Highway 6, thence along U.S. Highway 6 to Kane, thence along Pennsylvania Highway 321 (formerly unnumbered highway) through East Kane, Sergeant, and Dahoga to Wilcox, thence along U.S. Highway 219 through Ridgeway, Brockway, Dubois, Luthersburg, Grampian, McGees Mills, Barnesboro, Ebensburg, Johnstown, and Jennerstown, to Somerset, thence east along Pennsylvania Highway 31 to junction unnumbered Highway to Berlin, thence along U.S. Highway 219 through Garrett, Meyersdale, and Salisbury to the Pennsylvania-Maryland State line. **NOTE:** Applicant states that service is presently authorized between points listed above via irregular routes or combinations thereof is listed in MC-61048 and subs 3, 4, and 6 and that it is necessary to observe at present a gateway of Marshall County, W. Va., or Brooke or Hancock County, W. Va. Applicant further states that this application is made to eliminate

the gateway through the counties of Marshall, Brooke, or Hancock in W. Va., to effect further safety and economy of operations and that no new service is intended, requested, or will result through granting this application. The application as filed seeks the elimination of certain gateways. The purpose of this republication is to clarify and set forth in greater detail the authority sought for the elimination of said gateways. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 61592 (Sub-No. 123), filed August 22, 1968. Applicant: JENKINS TRUCK LINE, INC., 3708 Elm Street, Bettendorf, Iowa 52722. Applicant's representative: Donald W. Smith, 900 Circle Tower, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Grass stop, in rolls, metal stove shovels, metal roofing and siding, and fabricated metal building products*, from Philadelphia, Pa., to points in Florida, Georgia, North Carolina, and South Carolina. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 64932 (Sub-No. 455), filed August 26, 1968. Applicant: ROGERS CARTAGE CO., a corporation, 1439 West 103d Street, Chicago, Ill. 60643. Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulphuric acid*, in bulk, in tank vehicles, from the plantsite of St. Joseph Lead Co. located at or near Herculaneum, Mo., to points in Arkansas, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Missouri, Minnesota, Nebraska, Ohio, Oklahoma, South Dakota, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Washington, D.C.

No. MC 73262 (Sub-No. 23), filed August 16, 1968. Applicant: MERCHANTS FREIGHT SYSTEM, INC., 2050 Kings Road, Jacksonville, Fla. 32203. Applicant's representative: Larry D. Knox (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except dangerous explosives, livestock, household goods as defined by the Commission in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, and those requiring special equipment, between the Ford Motor Co. plantsite located at the intersection of Westport Road and Murphy Lane, near Louisville, Ky., on the one hand, and, on the other, Anderson and Pendleton, Ind., points in Indiana located on U.S. Highway 20, U.S. Highway 40, U.S. Highway 50, those on U.S. Highway 52 between junction U.S. Highway 41 and the Indiana-Ohio State line, those on U.S. Highway 41 between Vincennes and the Indiana-Illinois State line, those on U.S. Highway 24 between junction Indiana Highway 25 and the Indiana-Ohio State line, those on U.S.

Highway 31 between Indianapolis and junction U.S. Highway 31E, those on U.S. Highway 31E between junction U.S. Highway 31 and the Indiana-Kentucky State line, those on U.S. Highway 31W between junction U.S. Highway 31 and the Indiana-Kentucky State line, those on U.S. Highway 150 between junction U.S. Highway 50 and the Indiana-Kentucky State line, those on U.S. Highway 35 between junction U.S. Highway 40 and the Indiana-Ohio State line, those on Indiana Highway 28 between junction U.S. Highway 41 and junction Indiana Highway 25, those on Indiana Highway 25 between junction Indiana Highway 28 and U.S. Highway 24, those on Indiana Highway 67 between Indianapolis and junction Indiana Highway 32, and those on Indiana Highway 32 between junction Indiana Highway 67 and the Indiana-Ohio State line, including junction points, and St. Louis, Mo., and points in Illinois and Ohio. **NOTE:** Applicant indicates tacking possibilities with authority presently in MC 73262 to provide service to points in Ohio. If a hearing is deemed necessary, applicant requests it be held at Detroit, Mich.

No. MC 84756 (Sub-No. 7), filed August 23, 1968. Applicant: DWIGHT E. DAM, doing business as VALENTINE MOTOR LINE, Valentine, Nebr. Applicant's representative: J. Max Harding, 605 South 14th Street, 309 NSEA Building, Post Office Box 2028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, dangerous explosives, household goods as defined in Practices of Motor Common Carriers of Household Goods, 17 M.C.C. 467, commodities in bulk, commodities requiring special equipment other than refrigeration, and those injurious or contaminating to other lading), between Valentine, Nebr., and Mission, S. Dak., over U.S. Highway 83, serving all intermediate points. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Sioux City, Iowa, or Omaha, Nebr.

No. MC 87720 (Sub-No. 85), filed August 19, 1968. Applicant: BASS TRANSPORTATION CO., INC., Old Croton Road, Flemington, N.J. 08822. Applicant's representative: Bert Collins, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Floor coverings, and incidental materials and supplies used in the installation thereof*, from Hamilton Township (Mercer County), N.J., to points in Maine, Vermont, and New Hampshire, (2) *rubber belting, matting, stair treads, packing, hose, machine parts, rubber heels, taps, soles, and soling*, from Moonachie, N.J., to New York, N.Y., and points in Nassau, Suffolk, Westchester, Orange, and Rockland Counties, N.Y., (3) *plastic and rubber tape*, from Garfield, N.J., to New York, N.Y., and points in Nassau, Suffolk, Westchester, Orange, and Rockland Counties, N.Y., and (4) *returned shipments* in the reverse direction, under

continuing contracts with American Bilrite Rubber Co., Inc. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 94350 (Sub-No. 194), filed September 3, 1968. Applicant: TRANSIT HOMES, INC., Haywood Road, Post Office Box 1628, Greenville, S.C. 29602. Applicant's representative: Mitchell King, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers*, designed to be drawn by passenger automobiles, from points in Lumberton County, N.C., to points east of the Mississippi River including Minnesota and Louisiana. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Raleigh, N.C.

No. MC 94350 (Sub-No. 195), filed September 3, 1968. Applicant: TRANSIT HOMES, INC., Haywood Road, Post Office Box 1628, Greenville, S.C. 29602. Applicant's representative: Mitchell King, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers* designed to be drawn by passenger automobiles, in initial movements, from points in Weakly County, Tenn., to points in the United States. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn.

No. MC 94755 (Sub-No. 6), filed September 3, 1968. Applicant: FAITOUTE TRUCKING CORPORATION, 546 South Avenue, Garwood, N.J. 07027. Applicant's representative: George A. Olsen, 69 Ton-nelle Avenue, Jersey City, N.J. 07036. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Plastic materials* (except commodities in bulk), between the facilities of Cary Page Chemicals, Inc., located at Raritan Center, Edison, N.J., on the one hand, and, on the other, points in the New York, N.Y. commercial zone as defined by the Commission, points in Nassau, Suffolk, Westchester, Orange, Rockland Counties, N.Y., and points in Fairfield County, Conn., under contract with Cary Page Chemicals, Inc. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 102567 (Sub-No. 128), filed September 3, 1968. Applicant: EARL GIBBON TRANSPORT, INC., 235 Benton Road, Post Office Drawer 5357, Bossier City, La. 71010. Applicant's representative: Jo. E. Shaw, 816 Houston First Savings Building, Houston, Tex. 77002. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, from El Dorado, Ark., to points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, Oklahoma, South Carolina, Tennessee, and Texas. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 103993 (Sub-No. 336) (Amendment), filed August 26, 1968, published FEDERAL REGISTER issue of September 12,

1968, amended September 6, and republished-as amended this issue. Applicant: MORGAN DRIVE AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. 46514. Applicant's representative: Robert G. Tessar (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings* in sections, mounted on wheeled undercarriages with hitchball connector, from points in Vilas County, Wis., to points in Vermont, Virginia, California, Colorado, Connecticut, Delaware, Idaho, Maine, Washington, Maryland, Massachusetts, Montana, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Utah, and Wyoming. **NOTE:** The purpose of this republication is to change the scope of authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 104896 (Sub-No. 27) (Amendment), filed March 8, 1968, published in FEDERAL REGISTER issue of March 28, 1968, amended August 28, 1968, and republished as amended, this issue. Applicant: WOMELDORF, INC., Post Office Box 232, Lewistown, Pa. 17044. Applicant's representative: David A. Sutherland, 1120 Connecticut Avenue NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs, canned, prepared or preserved; cooking or edible oils, matches, oleomargarine and shortening, cleaning kits and cleaning compounds*, except in bulk or tank vehicles, from Middletown (Dauphin County), Pa., to points in Delaware, Maryland, New Jersey, New York, Pennsylvania, Virginia, and Washington, D.C., and *pallets, and refused, rejected damaged, or defective shipments*, on return. **NOTE:** The purpose of this republication is to redescribe the commodity description, and add pallets, and refused, rejected, damaged, or defective shipments, or return. If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif., or Washington, D.C.

No. MC 105461 (Sub-No. 85), filed August 26, 1968. Applicant: HERR'S MOTOR EXPRESS, INC., Box 8, Quarryville, Pa. 17566. Applicant's representative: Bernard N. Gingerich, 114 West State Street, Quarryville, Pa. 17566. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Oleomargarine, animal and vegetable oils, shortenings, and greases*, in containers, from the plantsite of Colfax Packing Co. and Liberty Shortening Corp. in Pawtucket, R.I., to points in New Jersey, except points in the counties of Union, Hudson, and Essex; points in New York on and east of New York Highway 12 from Clay-ton, N.Y., to Binghamton, N.Y., thence west of New York Highway 17C to Oswego, N.Y., thence west of New York Highway 17 to Elmira, N.Y., and thence west of New York Highway 14 to the New York-Pennsylvania State line, including Binghamton, N.Y., except

points in New York, N.Y., and points in the counties of Suffolk, Nassau, Westchester, and Rockland; points in Pennsylvania east of the East Branch of the Susquehanna River from the Pennsylvania-New York State line at or near Waverly, N.Y., to Northumberland, Pa., to the Maryland-Pennsylvania State line; and points in West Virginia on and north of U.S. Highway 33. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Philadelphia, Pa.

No. MC 106647 (Sub-No. 39), filed August 27, 1968. Applicant: CLARK TRANSPORT COMPANY, INC., Post Office Box 395, Chicago Heights, Ill. 60411. Applicant's representative: Charles W. Singer, 33 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Automobiles, trucks, and buses*, in truckaway and driveway service, restricted to secondary movements, between Minneapolis and St. Paul, Minn., on the one hand, and, on the other, points in Douglas, Bayfield, Ashland, Burnett, Washburn, Sawyer, Polk, Barron, Rusk, Price, Taylor, St. Croix, Dunn, Chippewa, Clark, Pierce, Pepin, Eau Claire, Buffalo, Jackson, Trempealeau, and La Crosse Counties, Wis. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 106943 (Sub-No. 100), filed August 28, 1968. Applicant: EASTERN EXPRESS, INC., 1450 Wabash Avenue, Terre Haute, Ind. 47801. Applicant's representative: John E. Lesow, 3737 North Meridian Street, Indianapolis, Ind. 46208. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except classes A and B explosives, livestock, grain, petroleum products in bulk, household goods as defined by the Commission, and commodities requiring special equipment, serving the new plantsite of Grinnell Corp., at or near Hampton, Reading Township (Adams County) Pa., as an off-route point in connection with carriers regular route operations over U.S. Highway 30 between Gettysburg and York, Pa. NOTE: If a hearing is deemed necessary, applicant requests it be held at Harrisburg or Philadelphia, Pa.

No. MC 107012 (Sub-No. 82), filed August 19, 1968. Applicant: NORTH AMERICAN VAN LINES, INC., Post Office Box 988, Lincoln Highway East and Meyer Road, Fort Wayne, Ind. 46801. Applicant's representative: Martin A. Weissert (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture*, from Benton and Waldron, Ark., to points in the United States (except Alaska, Arizona, California, Hawaii, Idaho, Maine, Nevada, Oregon, Utah, and Washington). NOTE: If a hearing is deemed necessary, applicant requests it be held at Fort Smith or Little Rock, Ark., or Washington, D.C.

No. MC 107403 (Sub-No. 751) (Correction), filed August 1, 1968, published Fed-

ERAL REGISTER issue August 22, 1968, and republished as corrected, this issue. Applicant: MATLACK, INC., 10 West Baltimore Avenue, Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fly ash*, in bulk, (1) from Philadelphia, Phoenixville, and Eddystone, Pa., to points in Delaware and New Jersey; (2) from Edge Moor, Del., to Plymouth Meeting, Pa., and points in New Jersey; and (3) from Duck Island (Trenton), N.J., to Plymouth Meeting, Pa. NOTE: The purpose of this republication is to correctly identify the origin point as Phoenixville, in lieu of Phoenix, Pa. If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa., or Washington, D.C.

No. MC 107515 (Sub-No. 623), filed August 23, 1968. Applicant: REFRIGERATED TRANSPORT CO., INC., Post Office Box 10799, Station A, Atlanta, Ga. 30310. Applicant's representative: Paul M. Daniell, 1600 First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, in vehicles equipped with mechanical refrigeration, between the plantsites of Oscar Ewing, Inc., doing business as Food Specialties of Kentucky, in Jefferson County, Ky., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Virginia, West Virginia, Wisconsin, and the District of Columbia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky.

No. MC 107515 (Sub-No. 624), filed August 22, 1968. Applicant: REFRIGERATED TRANSPORT CO., INC., Post Office Box 10799, Station A, Atlanta, Ga. 30310. Applicant's representative: B. L. Gundlach (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic film or sheeting*, other than cellulose, in vehicles equipped with mechanical refrigeration, from Duncan, S.C., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Tennessee, Texas, Virginia, West Virginia, Wisconsin, and Rhode Island. NOTE: If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 107515 (Sub-No. 625), filed August 30, 1968. Applicant: REFRIGERATED TRANSPORT CO., INC., Post Office Box 10799, Station A, Atlanta, Ga. 30310. Applicant's representative: B. L. Gundlach (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular

routes, transporting: *Frozen foods*, from Carrollton, Macon, Marshall, Milan, and Moberly, Mo., to points in Delaware, Maryland, New Jersey, New York, Pennsylvania, Virginia, and the District of Columbia. NOTE: If a hearing is deemed necessary, applicant requests it be held at St. Louis or Kansas City, Mo.

No. MC 110525 (Sub-No. 875), filed August 27, 1968. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, Pa. 19335. Applicant's representatives: Edwin H. van Deusen (same address as applicant) and Leonard A. Jaskiewicz, Madison Building, 6th Floor, 1155 15th Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buffing compounds*, in bulk, in tank vehicles, from Cincinnati, Ohio, to Lawrenceville, Ill., and Hammond, Ind. NOTE: If a hearing is deemed necessary, applicant requests it be held at Cincinnati, Ohio, or Washington, D.C.

No. MC 110525 (Sub-No. 876), filed August 29, 1968. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, Pa. 19335. Applicant's representatives: Edwin H. van Deusen (same address as applicant) and Leonard A. Jaskiewicz, Madison Building, 1155 15th Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Latex*, in bulk, in tank vehicles, from the plantsite or storage facilities at or near Calhoun, Ga., to points in Alabama, Arkansas, Florida, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia, restricted to traffic originating at the described plantsite or storage facilities and destined to the enumerated States. NOTE: Applicant states that no duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 110525 (Sub-No. 877), filed August 29, 1968. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, Pa. 19335. Applicant's representatives: Edwin H. van Deusen (same address as applicant) and Leonard A. Jaskiewicz, 6th Floor, Madison Building, 1155 15th Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Silicone fluid*, in bulk, in tank vehicles, from Carrollton, Ky., to Waxdale, Wis. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 111401 (Sub-No. 264), filed August 26, 1968. Applicant: GROENDYKE TRANSPORT, INC., 2510 Rock Island Boulevard, Post Office Box 632, Enid, Okla. 73701. Applicant's representative: Alvin L. Hamilton (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal feeds, animal feed supplements, and ingredients*, between Liberal, Kans.,



and points in Alabama, Arizona, Arkansas, Colorado, Georgia, Kansas, Louisiana, Mississippi, Missouri, Montana, Nebraska, New Mexico, North Dakota, Oklahoma, South Dakota, Texas, and Wyoming. NOTE: If a hearing is deemed necessary, applicant requests it be held at Denver, Colo., or Kansas City, Mo.

No. MC 111401 (Sub-No. 265), filed August 29, 1968. Applicant: GROENDYKE TRANSPORT, INC., 2510 Rock Island Boulevard, Post Office Box 632, Enid, Okla. 73701. Applicant's representative: Alvin L. Hamilton (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Material handling devices*, in truckload lots, from Liberal, Kans., to points in the United States (except Alaska and Hawaii). NOTE: If a hearing is deemed necessary, applicant requests it be held at Denver, Colo., or Kansas City, Mo.

No. MC 111545 (Sub-No. 110), filed August 30, 1968. Applicant: HOME TRANSPORTATION COMPANY, INC., 1425 Franklin Road SE., Marietta, Ga. 30060. Applicant's representative: Robert E. Born, Post Office Box 6426, Station A, Marietta, Ga. 30060. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers*, designed to be drawn by passenger automobiles; mobile homes; and buildings, complete, knocked down, or in sections, between points in Franklin County, Va., and Dunklin County, Mo., on the one hand, and, on the other, points in the United States, excluding Hawaii and Alaska. NOTE: Applicant states tacking is not specifically intended but could occur with applicant's Paragraph 12 of its lead certificate at points in Franklin County, Va., and Dunklin County, Mo., wherein it is authorized to transport buildings, complete, knocked down, or in sections, between points in Alabama, Florida, Georgia, Louisiana, Mississippi, South Carolina, Arkansas, Delaware, Kentucky, Missouri, North Carolina, Pennsylvania, Tennessee, Texas, Virginia, West Virginia, and the District of Columbia. If a hearing is deemed necessary, applicant requests it be held at Charlotte, N.C.

No. MC 112750 (Sub-No. 261), filed August 23, 1968. Applicant: AMERICAN COURIER CORPORATION, 222-17 Northern Boulevard, Bayside, N.Y. 11361. Applicant's representatives: Russell S. Bernard, 1625 K Street NW., Commonwealth Building, Washington, D.C. and Gerard L. Peace (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Commercial papers, documents, written instruments, and business records* (except currency and negotiable securities), as are used in the business of banks and banking institutions, between York, Pa., on the one hand, and, on the other, points in Maryland. NOTE: Applicant is also authorized to conduct operations as a *common carrier*, in Certificate No. MC 111729 and Subs, therefor, dual operations may be involved. If a hearing is deemed neces-

sary, applicant requests it be held at Washington, D.C.

No. MC 112514 (Sub-No. 104), filed September 3, 1968. Applicant: SMITH TRANSIT, INC., 3300 Republic National Bank Building, Dallas, Tex. 75201. Applicant's representative: William D. White, Jr., 2505 Republic National Bank Tower, Dallas, Tex. 75201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Silica gel catalyst*, in bulk, from Lake Charles, La., to Scottsbluff, Nebr. NOTE: Applicant states it intends to tack with its present authority. If a hearing is deemed necessary, applicant requests it be held at Dallas or Houston, Tex.

No. MC 114457 (Sub-No. 71) (Amendment), filed August 26, 1968, published FEDERAL REGISTER issue of September 12, 1968, amended, and republished as amended this issue. Applicant: DART TRANSIT COMPANY, a corporation, 780 North Prior Avenue, St. Paul, Minn. 55104. Applicant's representative: James C. Hardman, 33 North Dearborn Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper articles, containers, closures, and parts and accessories for containers, and machinery, equipment, and supplies* used in the manufacture, sale, and distribution of the foregoing commodities, between points in Minnesota, on the one hand, and, on the other, points in Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Montana, Nebraska, North Dakota, South Dakota, Ohio, Tennessee, and Wisconsin. NOTE: The purpose of this republication is to broaden the commodity description. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 114463 (Sub-No. 6), filed August 30, 1968. Applicant: STEVENSON'S REFRIGERATED TRUCK SERVICE, INC., 1017 Perkins Avenue, Muncie, Ind. 47303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts and articles distributed by meat packinghouses*, as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and cold storage facilities utilized by Wilson & Co., Inc., at or near Logansport, Ind., to points in Illinois, on and south of U.S. Highway 24, points in Michigan, on and south of U.S. Highway 96, and points in Ohio, restricted to the transportation of Wilson & Co., Inc., traffic originating at the above specified plantsite and cold storage facilities and destined to the above-specified destination. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 114533 (Sub-No. 168), filed August 26, 1968. Applicant: BANKERS DISPATCH CORPORATION, 4970 South Archer Avenue, Chicago, Ill. 60632. Applicant's representative: Warren W. Wallin, 330 South Jefferson Street, Chi-

cago, Ill. 60606. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Human blood and derivatives thereof, human tissue and biological specimens, and containers therefor, and written reports*, (a) between Wichita, Kans., on the one hand, and, on the other, points in Missouri; (b) between Kansas City, Mo., on the one hand, and, on the other, points in Kansas. NOTE: Common control may be involved. Applicant is also authorized to conduct operations as a *contract carrier* under MC 128616, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it to be held at Kansas City, Mo., or Chicago, Ill.

No. MC 115092 (Sub-No. 6), filed August 30, 1968. Applicant: WEISS TRUCKING, INC., Post Office Box O, Vernal, Utah 84080. Applicant's representative: William S. Richards, 1610 Walker Bank Building, Salt Lake City, Utah 84111. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Crude oil*, from points in Moffat and Rio Blanco Counties, Colo., to location at or near Rangely, Colo., for subsequent movement out-of-State. NOTE: Applicant states it intends to tack at points in Colorado on and west of U.S. Highway 85 and points in Utah to serve points in Colorado and Utah. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo., or Salt Lake City, Utah.

No. MC 115311 (Sub-No. 90), filed August 22, 1968. Applicant: J & M TRANSPORTATION CO., INC., Post Office Box 488, Milledgeville, Ga. 31061. Applicant's representative: Paul M. Daniell, 1600 First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mouldings and materials and supplies used in the installation thereof*, from points in Smyth County, Va.; Sumter County, Ga.; Marion County, Fla.; Mecklenburg County, N.C.; and Winston County, Ala.; to points in Florida, Georgia, South Carolina, North Carolina, Virginia, Tennessee, Alabama, Mississippi, and Louisiana. NOTE: If a hearing is deemed necessary, applicant requests it be held at Knoxville, Tenn., or Atlanta, Ga.

No. MC 115669 (Sub-No. 93), filed August 27, 1968. Applicant: HOWARD N. DAHLSTEN, doing business as DAHLSTEN TRUCK LINE, Post Office Box 95, Clay Center, Nebr. 68933. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Flour and flour products*, (2) *animal, poultry, and bird feed*, (3) *animal, poultry, and bird feed ingredients*, and (4) *bird feeders, advertising matter, and materials*, when moving in mixed shipments with commodities named in (1), (2), and (3) above, between Kansas City, Mo., and points in Colorado, Iowa, Kansas, Nebraska, and Oklahoma. NOTE:

If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Omaha, Nebr.

No. MC 115669 (Sub-No. 94), filed August 28, 1968. Applicant: HOWARD N. DAHLSTEN, doing business as DAHLSTEN TRUCK LINE, Post Office Box 95, Clay Center, Nebr. 68933. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) (a) *Animal poultry, and bird feed, and ingredients thereof*, and (b) *animal and poultry health products, insecticides and pesticides, empty bags and other containers, and advertising matter and premiums*, when moving in mixed shipments with commodities as shown in (a) above, from Omaha, Nebr., to points in Iowa, Missouri, and South Dakota, and from Columbus, Nebr., and points within 6 miles thereof, to points in Minnesota, and (2) *animal, poultry, and bird feed ingredients*, from points in Nebraska (except Omaha) to points in Missouri and Des Moines, Iowa. NOTE: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 115681 (Sub-No. 2), filed August 23, 1968. Applicant: RYAN TRUCKING, INC., Route 1, Irwin, Ohio 43029. Applicant's representative: Richard H. Brandon, 79 East State Street, Columbus, Ohio 43215. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Pesticides*, in containers, *seed and dry fertilizer*, from Columbus, Ohio, to points in Erie, Crawford, Mercer, Lawrence, Beaver, Washington, Greene, and Venango Counties, Pa., that part of West Virginia on, north and west of a line beginning at the Pennsylvania-West Virginia State line near Markleysburg, Pa., thence south along the Maryland-West Virginia State line to junction U.S. Highway 219, thence along U.S. Highway 219 to junction U.S. Highway 19, thence along U.S. Highway 19 to junction U.S. Highway 52, thence along U.S. Highway 52 to the Kentucky-West Virginia State line near Williamson, W. Va., under contract with W. R. Grace & Co., Agricultural Products Division, Columbus, Ohio. NOTE: If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 116077 (Sub-No. 246), filed August 29, 1968. Applicant: ROBERTSON TANK LINES, INC., 5700 Polk Avenue, Post Office Box 1505, Houston, Tex. 77001. Applicant's representative: Thomas E. James, The 904 Lavaca Building, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulphuric Acid and phosphatic fertilizer solution*, in bulk, from the plantsite of Freeport Chemical Co., Division of Freeport Sulphur Co., at or near Uncle Sam, St. James Parish, La., to points in Alabama, Arkansas, Florida, Georgia, Illinois, on and south of U.S. Highway 50, including East St. Louis, Kentucky, Louisiana, Mississippi, Mis-

souri, on and south of the Missouri River, Oklahoma, Tennessee, and Texas. NOTE: If a hearing is deemed necessary, applicant requests it be held at New Orleans, La., or Houston, Tex.

No. MC 116325 (Sub-No. 56), filed August 29, 1968. Applicant: JENNINGS BOND, doing business as BOND ENTERPRISES, Post Office Box 8, Lutesville, Mo. 63762. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Insulation materials, expanded plastic articles*, from points in Boone County, Ill., to points in Minnesota, Wisconsin, Iowa, Nebraska, Kansas, Oklahoma, Texas, Missouri, Arkansas, Louisiana, Mississippi, Alabama, Georgia, Tennessee, Ohio, Kentucky, West Virginia, Indiana, Illinois, Pennsylvania, Michigan, and Colorado. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 118282 (Sub-No. 17) (Correction), filed August 7, 1968, published August 29, 1968, corrected, and republished, as corrected this issue. Applicant: JOHNNY BROWN'S, INC., 6801 Northwest 74th Avenue, Miami, Fla. 33166. Applicant's representatives: Archie B. Culbreth and Guy H. Postell, 1273 West Peachtree Street NE., Atlanta, Ga. 30309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass and plastic products*, (1) between Wooster, Ohio, on the one hand, and, on the other, points in Frederick County, Va., and (2) from points in Frederick County, Va., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Virginia, West Virginia, Wisconsin, and the District of Columbia, restricted to service to or from the plant and warehouse sites of Rubbermaid Commercial Products, Inc., at Wooster, Ohio, or in Frederick County, Va., in connection with (1) and (2) above. NOTE: Applicant holds contract carrier authority under Docket No. MC 125811 and (Sub-No. 5), therefore, dual operations may be involved. The purpose of this republication is to reflect a portion of the correct restriction as plant and warehouse sites, in lieu of plantsites, as previously published. If a hearing is deemed necessary applicant requests it be held at Washington, D.C.

No. MC 120240 (Sub-No. 6), filed August 26, 1968. Applicant: FREEMAN TRANSFER, INC., 4216 Commercial Avenue, Post Office Box 623 DTS, Omaha, Nebr. 68101. Applicant's representative: Lynn King (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, animals, livestock and poultry, household goods as defined by the Commission in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C.

467, and those commodities injurious or contaminating to other lading, between points in Crawford, Fremont, Harrison, Mills, Monona, Pottawattamie, Shelby, and Woodbury Counties, Iowa, and Burt, Butler, Cass, Colfax, Cuming, Dakota, Dodge, Douglas, Lancaster, Madison, Otoe, Platte, Polk, Sarpy, Saunders, Seward, Stanton, Thurston, Washington, and Wayne Counties, Nebr., on the one hand, and, on the other, points in Nebraska. Restriction: The authority sought herein, to the extent it duplicates any authority heretofore granted to or now held by carrier, shall not be construed as conferring more than one operating right severable by sale or otherwise. NOTE: Applicant states it is presently authorized to transport involved commodities between points within a 50-mile radius of Nickerson, Nebr., and points in Nebraska; that a primary purpose of this application is to clearly set forth territorial boundaries authorized to be served by this carrier. Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held at Omaha, Nebr.

No. MC 120800 (Sub-No. 15), filed August 29, 1968. Applicant: CAPITOL TRUCK LINE, INC., 2500 North Alameda Street, Compton, Calif. 90222. Applicant's representative: Donald Murchison, 211 South Beverly Drive, Beverly Hills, Calif. 90212. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid hydrogen*, in bulk, from Ontario and Sacramento, Calif., to points in Texas. NOTE: If a hearing is deemed necessary, applicant requests it be held at Los Angeles or San Francisco, Calif.

No. MC 123067 (Sub-No. 72), filed August 28, 1968. Applicant: M&M TANK LINES, INC., Post Office Box 612, Winston-Salem, N.C. 27102. Applicant's representative: B. M. Shirley, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer, fertilizer materials, nitric acid, anhydrous ammonia, and nitrogen solutions*, in bulk, from points in Hertford County, N.C., to points in Delaware, Georgia, Maryland, New Jersey, Pennsylvania, South Carolina, Virginia, and West Virginia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Raleigh, N.C., or Washington, D.C.

No. MC 123091 (Sub-No. 5), filed August 26, 1968. Applicant: NICK STRIMBU, INC., 3500 Parkway Road, Brookfield, Ohio 44403. Applicant's representative: Richard H. Brandon, 79 East State Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, from Sharon, Pa., to points in Arizona, California, Colorado, Kansas, and Wyoming. NOTE: Applicant states it intends to tack at Sharon, Pa., to serve to points in Ohio. If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa.

No. MC 123922 (Sub-No. 11), filed September 5, 1968. Applicant: CHARTER BULK SERVICE, INC., 80 Doremus



Avenue, Newark, N.J. 07105. Applicant's representative: Charles J. Williams, 47 Lincoln Park, Newark, N.J. 07102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals*, in bulk, from Solvay, N.Y., to points in Ohio and West Virginia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 124078 (Sub-No. 342), filed September 3, 1968. Applicant: SCHWERMAN TRUCKING CO., a corporation, 611 South 28 Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Salt*, in bulk, from points in New Hanover County, N.C., to points in Virginia and South Carolina. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 124211 (Sub-No. 122), filed August 26, 1968. Applicant: HILT TRUCK LINE, INC., 2648 Cornhusker Highway, Post Office Box 824, Lincoln, Nebr. 68501. Applicant's representative: Thomas L. Hilt (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *General commodities*, except classes A and B explosives, commodities of unusual value, animals, livestock, and poultry, household goods as defined by the Commission in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, and those commodities injurious or contaminating to other lading, between points in the Omaha, Nebr., commercial zone, as defined by the Commission; (2) *pipe, conduit, and tubing*, from Lincoln, Nebr., to points in Arizona, Kansas, Montana, Nevada, Oklahoma, and Texas; (3) *welding equipment, materials and supplies, and related articles*, from points in Miami County, Ohio, to points in the United States west of U.S. Highway 71 (except Alaska and Hawaii); and, (4) *ferrous and nonferrous articles*, (a) between Lincoln, Nebr., on the one hand, and, on the other, points in Texas; and, (b) from Milwaukee, Wis., to points in Colorado, Kansas, Nebraska, South Dakota, and Wyoming. NOTE: If a hearing is deemed necessary, applicant requests it be held at Lincoln or Omaha, Nebr.

No. MC 124211 (Sub-No. 123), filed September 3, 1968. Applicant: HILT TRUCK LINE, INC., 2648 Cornhusker Highway, Post Office Box 824, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Seed and agricultural commodities*, as defined in section 203(b)(6) of the Interstate Commerce Act, as amended, when transported at the same time with *flour, grain products, or food products*, between Lincoln, Nebr., on the one hand, and, on the other, points in Arkansas, Idaho, Illinois, Indiana, Iowa, Kansas, Louisiana, Minnesota, Mississippi, Missouri, Montana, Nebraska, North Dakota, Oklahoma, South Dakota, Tennessee,

Texas, Wisconsin, and Wyoming; and, (2) *advertising matter and advertising paraphernalia*, when intended for use by the beverage industry and when moving in the same vehicle and at the same time with beverages, and *beverages*, (1) between Belleville, Ill., and St. Louis, Mo., for purposes of tacking or joinder only; and, (2) from points in Kentucky and Wisconsin, to points in Nebraska, for purposes of tacking or joinder only; and (3) *charcoal briquettes*, from points in Stark County, N. Dak., to points in Iowa, Kansas, Missouri, and Nebraska; and, (4) (a) *chemicals, containers, drugs, intermediates, medicines, health and beauty aids, and related articles*; and (b) *equipment, materials, and supplies*, used in the manufacture, production, and sale of commodities named in (a) above, between points in California, New Jersey, Pennsylvania, and Cook, Du Page, Kankakee, Lake, and Will Counties, Ill., and Lancaster County, Nebr. Restriction: The authority sought herein, to the extent it duplicates any authority heretofore granted to or now held by carrier, shall not be construed as conferring more than one operating right severable by sale or otherwise. NOTE: Applicant indicates tacking with its present authority, wherein applicant is authorized to serve points in Alabama, Arkansas, Arizona, California, Colorado, Florida, Georgia, Illinois, Indiana, Iowa, Idaho, Kansas, Kentucky, Louisiana, Maine, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, North Carolina, North Dakota, New Mexico, New Hampshire, Ohio, Oklahoma, Oregon, Pennsylvania, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Washington, Wisconsin, and Wyoming. If a hearing is deemed necessary, applicant requests it commence at Billings, Mont., and terminate at Lincoln, Nebr., or Washington, D.C.

No. MC 124221 (Sub-No. 17), filed August 16, 1968. Applicant: HOWARD BAER, 821 East Dunne Street, Morton, Ill. 61550. Applicant's representative: Robert W. Loser, 409 Chamber of Commerce Building, Indianapolis, Ind. 46204. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Food-stuffs* (except meat, meat byproducts, fish, fowl, canned vegetables, canned soups, frozen vegetables, bakery goods, and consumer candy), *stabilizers, confections, food acids, dry ice, ice cream containers, milk containers, emulsifiers, and office supplies*, in vehicles equipped with mechanical refrigeration, between points in Arkansas, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Mississippi, Missouri, Nebraska, Ohio, Tennessee, and Wisconsin on the one hand, and, on the other, points in Minnesota and South Dakota, under contract with Sealtest Foods Division, National Dairy Products Corp. NOTE: Applicant states that the purpose of this application is to add the States of Minnesota and South Dakota to those States now authorized in its Sub 12 permit. It further states that no duplicating authority is being sought.

If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Indianapolis, Ind.

No. MC 124783 (Sub-No. 9), filed August 26, 1968. Applicant: KATO EXPRESS, INCORPORATED, Route 3, Elizabethtown, Ky. 42701. Applicant's representative: Rudy Yessin, Sixth Floor, McClure Building, Frankfort, Ky. 40601. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), between Standiford Field Airport, Louisville, Ky., Owensboro Airport, Owensboro, Ky., and Drees Memorial Airport, Evansville, Ind., on the one hand, and, on the other, points in Hancock, Daviess, and Webster Counties, Ky., and Spencer and Perry Counties, Ind., restricted to the transportation of shipments having a prior or subsequent movement by air. NOTE: Applicant states that no duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at Louisville or Elizabethtown, Ky.

No. MC 125952 (Sub-No. 5) (Amendment), filed May 18, 1967, published FEDERAL REGISTER issue of June 8, 1967, amended September 6, 1968, and republished as amended, this issue. Applicant: INTERSTATE DISTRIBUTOR CO., 8311 Durango SW., Tacoma, Wash. 98499. Applicant's representative: George R. LaBissoniere, 920 Logan Building, Seattle, Wash. 98101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Interior fixtures, consisting of counters, cabinets, benches, shelving, files, blackboards, partitions, wooden and parts thereof*, necessary for their assembly and installation; and *machined or cut plywood and hardboard*, between points in Pierce County, Wash., on the one hand, and, on the other, points in California, under contracts with Harmon Cabinets, Inc., and Pasquier Products, Inc. NOTE: Applicant holds common carrier authority in MC 117201, therefore, dual operations may be involved. The purpose of this republication is to broaden the commodity scope. If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 126477 (Sub-No. 2), filed August 23, 1968. Applicant: JET AIR FREIGHT & PARCEL DELIVERY, INC., Rural Route 4, Baer Field Terminal, Fort Wayne, Ind. 46809. Applicant's representative: Richard D. Logan, 1435 Lincoln Bank Tower, Fort Wayne, Ind. 46802. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except classes A and B explosives, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), (1) between points in Allen, Blackford, Fulton, Grant, Jay, Kosciusko, and Miami Counties, Ind., and points in Van Wert County, Ohio, on the one hand, and, on the other, Baer Field Municipal

Airport, Fort Wayne, Ind., and (2) between points in Adams, Allen, Blackford, De Kalb, Fulton, Grant, Huntington, Jay, Kosciusko, La Grange, Miami, Noble, Steuben, Wabash, Wells, and Whitley Counties, Ind., and points in Van Wert County, Ohio, on the one hand, and, on the other, O'Hare International Airport, Chicago, Ill. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Fort Wayne or Indianapolis, Ind., or Chicago, Ill.

No. MC 126669 (Sub-No. 2), filed August 28, 1968. Applicant: JOHN BARBER, doing business as BELLINGHAM TRANSFER, 1059 State Street, Bellingham, Wash. 98225. Applicant's representative: George Davenport (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, as defined by the Commission, in containers, between points in Whatcom, Skagit, Island, San Juan, Snohomish, and King Counties, Wash., restricted to shipments having prior or subsequent movements beyond said counties, and further restricted to pickup and delivery service incidental to and in connection with packing, crating, and containerization or unpacking, uncrating, and decontainerization of such shipments. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 127505 (Sub-No. 16), filed August 26, 1968. Applicant: RALPH H. BOELK, doing business as R. H. BOELK TRUCK LINES, 1201 14th Avenue, Mendota, Ill. 61342. Applicant's representative: Ralph H. Boelk (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Plumbers' goods, bathroom or lavatory fixtures, and accessories*, from Abingdon, Ill., to points in Alabama, Delaware, Georgia, Indiana, Kentucky, Louisiana (points on and east of the Mississippi River), Maryland, Michigan, Mississippi, New Jersey, New York, North Carolina, Ohio, Pennsylvania, South Carolina, Tennessee, Virginia, West Virginia, Wisconsin, and the District of Columbia; (2) *cabinets, bathroom or lavatory fixtures, and accessories, radio, phonograph or talking machine without mechanism in packages*, from Tell City, Ind., to Decatur, Ill. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Springfield or Chicago, Ill.

No. MC 128078 (Sub-No. 2), filed August 26, 1968. Applicant: MICHAEL VALIHORA, 3050 West Fort Street, Detroit, Mich. 48216. Applicant's representative: James P. Tryand, 515 Ann Arbor Trust Building, Ann Arbor, Mich. 48108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, between ports of entry on the International boundary line between the United States and Canada located at or near Detroit and Port Huron, Mich., and Buffalo and Niagara Falls, N.Y., on the one hand, and, on the other, points in Arkansas, Kansas, Kentucky, New Jersey, Minnesota, Missouri, and Wisconsin. **NOTE:** Applicant

holds contract carrier authority under docket No. MC 125378 (Sub-No. 2), therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Detroit, Mich., Chicago, Ill., or Washington, D.C.

No. MC 128273 (Sub-No. 37), filed August 27, 1968. Applicant: MIDWESTERN EXPRESS, INC., Post Office Box 189, Fort Scott, Kans. 66701. Applicant's representative: Harry Ross, 848 Warner Building, Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay and clay products*, from Paris, Tenn., and Olmsted, Ill., to points in Texas, Kansas, Oklahoma, Louisiana, Arkansas, Missouri, Nebraska, Iowa, South Dakota, Minnesota, Wisconsin, Illinois, Indiana, Ohio, Kentucky, Tennessee, Alabama, Mississippi, Georgia, Pennsylvania, New York, and Michigan. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 128922 (Sub-No. 1), filed August 28, 1968. Applicant: CHESTER FRY AND MARIE E. FRY, a partnership, doing business as FRY TRUCKING, Wilton Junction, Iowa 52778. Applicant's representative: Kenneth F. Dudley, 901 South Madison Avenue, Post Office Box 279, Ottumwa, Iowa 52501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Animal and poultry feed concentrates, animal and poultry feed ingredients, mineral feed supplements, mixtures of trace minerals, livestock insecticides, livestock medicines, and disinfectants*, from Cedar Rapids and Davenport, Iowa; Quincy, Ill., and Milwaukee, Wis., to points in Alabama, Arkansas, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Mississippi, Missouri, Nebraska, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Virginia, West Virginia, and Wisconsin; (2) *animal and poultry feed ingredients, and new empty containers*, from points in Alabama, Arkansas, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Mississippi, Missouri, Nebraska, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Virginia, West Virginia, and Wisconsin; to Cedar Rapids, Davenport, and Marion, Iowa; Quincy, Ill.; and Milwaukee, Wis.; (3) *binder and baler twine*, from Milwaukee, Wis., to Davenport, Iowa; and (4) *livestock and poultry feeds*, between Kansas City, Mo., Geneseo, Ill., and Norfolk, Nebr. **NOTE:** Applicant is authorized to operate as a contract carrier under MC 125871 and MC 125871 Sub 1, therefore, dual operations may be involved. Applicant further states that all authority contained therein is included in that sought here, except for a grant of disk harrows, from Hutchinson, Kans., to Wheatland, Iowa. Upon a grant here, applicant requests that the permits be canceled. If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, or Chicago, Ill.

No. MC 129520 (Sub-No. 2), filed September 3, 1968. Applicant: D & E ENTERPRISES, INC., 90 South Dearborn, Seat-

tle, Wash. 98134. Applicant's representative: Glenn W. Toomey, 520 Arctic Building, Seattle, Wash. 98104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture and fixtures* (uncrated and pad wrapped); and *aircraft, airplane and aerospace dies, tools, patterns, components and parts*, between points in Washington, Oregon, and California. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash., or Los Angeles, Calif.

No. MC 129576 (Sub-No. 2), filed September 3, 1968. Applicant: MARION E. HORNER AND RONALD E. HORNER, a partnership, doing business as HORNER TRUCK SERVICE, Rural Route 1, Canton, Mo. 63435. Applicant's representative: Ernest A. Brooks, II, 1301 Ambassador Building, St. Louis, Mo. 63101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia*, in bulk, in tank vehicles; *fertilizer and fertilizer materials*, liquid and dry, in bags and in bulk, from the plantsite of Sinclair Petrochemicals, Inc., at or near Fort Madison, Iowa, to points in Arkansas, Illinois, Indiana, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, Tennessee, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago or Springfield, Ill., or Washington, D.C.

No. MC 129586 (Sub-No. 1), filed August 29, 1968. Applicant: GILFORD BROYLES, Route 3, Limestone, Tenn. 37681. Applicant's representative: James N. Hardin, First National Bank Building, Greeneville, Tenn. 37743. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, between Greeneville, Tenn., and Tri-Cities Airport, located near Johnson City, Tenn., restricted to shipments having a prior or subsequent movement by air, under contract with Hurd Lock and Manufacturing Co. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Greeneville, Knoxville, or Nashville, Tenn.

No. MC 129631 (Sub-No. 1), filed August 19, 1968. Applicant: PACK TRANSPORT, INC., 334 East 13th Street, Idaho Falls, Idaho. Applicant's representative: Lon Rodney Kump, 720 Newhouse Building, Salt Lake City, Utah 84111. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Construction materials and supplies*, between Spencer, Idaho (and points within 20 miles of Spencer), and Salt Lake City, Utah, from Spencer, over U.S. Highway 91 and Interstate Highway 15 to Idaho Falls and Downey, Idaho, thence over U.S. Highway 191 to junction U.S. Highway 30S, thence over U.S. Highway 30S to Brigham, Utah (also from Downey over U.S. Highway 91 to Brigham), and thence over U.S. Highway 91 and Interstate Highway 15 to Salt Lake City, and return over the same routes, serving all intermediate points and the off-route points

of Rigby and Rexburg, Idaho (and within 20 miles of Rexburg). **NOTE:** Applicant states that it presently holds certificate of public convenience and necessity in MC 129631 authorizing the transportation of building materials and other commodities serving the same points and over the same route; and merely seeks by this instant application to clarify the certificate. If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah.

No. MC 129665 (Sub-No. 1), filed September 5, 1968. Applicant: CITY BEVERAGES, INC., 725 Saar Street, Kent, Wash. 98031. Applicant's representative: Joseph O. Earp, 411 Lyon Building, 607 Third Avenue, Seattle, Wash. 98104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates* 209 and 766, from Seattle, Tacoma, Ellensburg, Yakima, Toppenish, and Sunnyside, Wash., to points in California. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 129760 (Sub-No. 1), filed August 26, 1968. Applicant: ROBERT KANE, doing business as MARKAN DELIVERY SERVICE, 118 West 34th Street, Wilmington, Del. 19802. Applicant's representative: Robert Kane (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *New furniture, new household furnishings, and appliances and new carpets*, from points in Delaware, to points in Cecil, Harford, Kent, Queen Annes, Talbot, Caroline, Dorchester, Wicomico, Somerset, and Worcester Counties, Md.; Delaware and Chester Counties, Pa.; Gloucester, Salem, and Cumberland Counties, N.J., and (2) *exchange or returned shipments* from the above-destination points, to Delaware, under contract with Colonial Television & Appliance Co., Inc. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Wilmington, Del.

No. MC 129792 (Sub-No. 2), filed August 7, 1968. Applicant: MIDWEST INSTALLATION CO., INC., 11632 Fairgrove Industrial Boulevard, Maryland Heights, Mo. 63042. Applicant's representative: Sam L. Brooks (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Household appliances and installation thereof*, from points in St. Louis and St. Louis County, Mo., to points in Illinois. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at St. Louis or Jefferson City, Mo., or Springfield, Ill.

No. MC 129977 (Sub-No. 1) (Amendment), filed August 13, 1968, published *FEDERAL REGISTER* issue of August 29, 1968, and republished as amended this issue. Applicant: HERMAN MANESS, doing business as HERMAN MANESS AUTO TRANSPORTERS, 1340 Highway 45

South, Jackson, Tenn. 38301. Applicant's representative: Dale Woodall, 900 Memphis Bank Building, Memphis, Tenn. 38103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New automobiles (including Jeeps), and pickup trucks*, from Baton Rouge, La., to points in Arkansas, Alabama, Mississippi, Missouri, and Tennessee. **NOTE:** The purpose of this republication is to broaden the commodity description. If a hearing is deemed necessary, applicant requests it be held at New Orleans, La.

No. MC 129997 (Sub-No. 2), filed August 29, 1968. Applicant: BILLY GOINS AND ROBERT A. GOINS, a partnership, doing business as GOINS TRUCKING, Post Office Drawer I, Childersburg, Ala. 35044. Applicant's representative: Robert E. Tate, 2025 City Federal Building, Birmingham, Ala. 35203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Talc (soapstone)*, in bulk, in dump vehicles, from points in Avery, Cherokee, and Jackson Counties, N.C., to the plant site of Resource Processors, Inc., at or near Alpine, Ala. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Birmingham, Ala.

No. MC 133083 (Sub-No. 1), filed August 23, 1968. Applicant: BURTON R. PETERSON, North Branch, Minn. 55056. Applicant's representative: A. R. Fowler, 2288 University Avenue, St. Paul, Minn. 55114. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal and poultry feed*, in bulk, from Barron, Wis., to points in Anoka, Benton, Carlton, Chisago, Isanti, Kanabec, Mille Lacs, Pine, St. Louis, and Washington Counties, Minn. **NOTE:** Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 133100 (Sub-No. 1), filed August 29, 1968. Applicant: SUPERIOR CARRIERS, a corporation, 25 Berkshire Valley Road, Post Office Box K, Kenil, N.J. Applicant's representative: A. David Millner, 744 Broad Street, Newark, N.J. 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Animal, vegetable, fish or sea animal oils, fatty acids of oils, glycerine, tallow, liquid soaps and liquid soap products, textile softeners, plasticizers, vegetable oil shortening, castor oil, liquid cleaning compounds, defoaming compound, rust preventing compound, stearic acid, chemicals, lubricants other than petroleum, fatty acids, synthetic, and blends and derivatives of the foregoing products*, in bulk in tank vehicles, between Boonton, Guttenberg, Jersey City, and Weehawken, N.J., on the one hand, and, on the other, points in Alabama, Connecticut, Delaware, Georgia, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Virginia, and the District of Columbia, under contract with Drew

Chemical Corp., Boonton, N.J. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 133130, filed August 29, 1968. Applicant: H. J. GARRISON, 5432 South Park Avenue, Tacoma, Wash. 98408. Applicant's representative: Jonn A. Rorem, 2624 South 38th Street, Tacoma, Wash. 98408. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cedar products* consisting of shakes, shingles, ridge, and shim stock, from points in Clallam, Jefferson, and Grays Harbor Counties, Wash., to points in California. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 133132, filed August 28, 1968. Applicant: DON R. FRUCHEY, INC., 5608 Maumee Road, Fort Wayne, Ind. 56803. Applicant's representative: Donald W. Smith, 900 Circle Tower, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Precast and prestressed concrete and materials and supplies* used in the installation thereof, when moving at the same time and in the same vehicle with precast and prestressed concrete, from Auburn, North Webster, and Fort Wayne, Ind., to points in Illinois, Kentucky, Michigan, Ohio, and Pennsylvania. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind.

No. MC 133135, filed August 30, 1968. Applicant: LUDOLPHE EDWARDS, doing business as EDDIE EDWARDS WRECKER SERVICE, 1453 Main Street at Fifth Street, Jacksonville, Fla. 32206. Applicant's representative: E. Charles Oberdorfer, 1001 Atlantic National Bank Building, Jacksonville, Fla. 32202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wrecked or disabled tractors, automobiles or tractor-trailer trucks and trailers*, from points in Florida to points in New York, Delaware, Pennsylvania, Virginia, West Virginia, Maryland, North Carolina, South Carolina, Georgia, Alabama, Louisiana, Tennessee, and the District of Columbia. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Jacksonville or Tallahassee, Fla.

No. MC 133136, filed September 3, 1968. Applicant: ENGELMANN TRUCKING COMPANY, INC., 180 Hoover Place, Centerport, N.Y. Applicant's representatives: Morton E. Kiel, 140 Cedar Street, New York, N.Y. 10006 and Douglas Miller, Meadowbrook Bank Building, Malverne, N.Y. 11565. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Plastic cups, bowls, and covers, and materials, supplies and equipment* used in the manufacture and distribution of plastic cups, bowls and covers (except in bulk), between Huntington Station, N.Y., on the one hand, and, on the other, points in Connecticut, Rhode Island, Massachusetts, New Hampshire, Vermont, Maine, New Jersey, New York, Pennsylvania,

Delaware, Maryland, the District of Columbia, and Virginia, under contract with Mars Sales Co., Inc. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 133140, filed September 3, 1968. Applicant: ROY KOTHENBEUTEL and LUVERNE KOTHENBEUTEL, a partnership, doing business as ROCHESTER CITY DELIVERY, 521 North Broadway, Rochester, Minn. 55901. Applicant's representative: A. R. Fowler, 2288 University Avenue, St. Paul, Minn. 55114. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities as are dealt in by retail department stores*, between the sites of the retail store and warehouses of The Dayton Co. at Rochester, Minn., on the one hand, and, on the other, points in Iowa on, east and north of a line extending from the Iowa-Minnesota State line over U.S. Highway 169 to its junction with U.S. Highway 20 at or near Fort Dodge, Iowa, thence over U.S. Highway 20 to Dubuque, Iowa, and points in Wisconsin on, west and south of a line extending from the Mississippi River, near Dubuque, Iowa, over U.S. Highway 61 to Westby, Wis., thence over Dubuque, Iowa, U.S. Highway 61 to Westby, Wis., thence over Wisconsin Highway 27 to Osseo, Wis., thence over U.S. Highway 10 to Prescott, Wis., under contract with The Dayton Co. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 133144, filed August 30, 1968. Applicant: H. S. KNILL, Rural Route No. 3, Paris, Ontario, Canada. Applicant's representative: Thomas J. Runfola, 631 Niagara Street, Buffalo, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Livestock* for breeding and show purposes (excluding horses), between points on the international boundary line between the United States and Canada located on the Detroit, Niagara, St. Clair, and St. Lawrence Rivers, on the one hand, and, on the other, points in Illinois, Indiana, Iowa, Kentucky, Maryland, Massachusetts, Michigan, Missouri, New Jersey, New York, Ohio, Pennsylvania, Tennessee, Virginia, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Buffalo, N.Y.

No. MC 133145, filed August 30, 1968. Applicant: LUCY PORTANOVA, EXECUTRIX OF THE ESTATE OF DANIEL L. PORTANOVA, doing business as PORTANOVA TRUCKING COMPANY, 32 Westwood Road, Trumbull, Conn. Applicant's representative: Thomas W. Murrett, 410 Asylum Street, Hartford, Conn. 06103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and building materials*, from points on railroad sidings of the New York, New Haven and Hartford Railroad Co. in Connecticut, to points in Connecticut, limited to shipments having an immediately prior movement by rail. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Hartford or Waterbury, Conn.

No. MC 133146, filed September 6, 1968. Applicant: INTERNATIONAL TRANSPORTATION SERVICE, INC., 3092 Piedmont Road NE., Atlanta, Ga. 46323. Applicant's representative: Leonard R. Kofkin, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Waste foodstuffs and meal* not fit for human consumption, between Chicago, Ill., Atlanta, Ga., and New York City, N.Y., on the one hand, and, on the other, points in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia, under contract with International BAKERAGE, Inc. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

#### MOTOR CARRIERS OF PASSENGERS

No. MC 1934 (Sub-No. 26), filed August 28, 1968. Applicant: THE ARROW LINE, INC., 105 Cherry Street, East Hartford, Conn. 06108. Applicant's representative: Thomas W. Murrett, 410 Asylum Street, Hartford, Conn. 06103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage* when moving in the same vehicle with passengers, during the racing season at the Saratoga Race Track, between New Haven, Torrington, and Winsted, Conn., on the one hand, and, on the other, Saratoga Race Track, Saratoga, N.Y. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Hartford, Conn., or New Haven, Conn.

No. MC 119919 (Sub-No. 5), filed August 28, 1968. Applicant: BLAINE ALBERT WILLETTS, WILLETTS CHARTER SERVICE, Box 29, Frostburg, Md. Applicant's representative: S. Harrison Kahn, Suite 733 Investment Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Passengers and their baggage*, in the same vehicle with passengers, in special operations, in round-trip sightseeing and pleasure tours, beginning and ending at points in Garrett and Allegany Counties, Md., and Keyser, W. Va., and extending to points in the United States including Alaska but excluding Hawaii, and (2) *passengers and their baggage* in the same vehicle with passengers, in round-trip charter operations, beginning and ending at points in Garrett County, Md., and extending to points in the United States, including Alaska but excluding Hawaii. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Cumberland, Md.

No. MC 133147, filed June 3, 1968. Applicant: JAMES DALLIE HUNT, Route 3, Box 216, Fairmont, N.C. 28340. Applicant's representative: J. H. Barrington, Jr., 122 West Elizabethtown Road, Lumberton, N.C. 28358. Authority sought to operate as a *common carrier*, by motor

vehicle, over irregular routes, transporting: *Passengers*, from points in Robeson County, N.C., to points in South Carolina. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Raleigh or Charlotte, N.C.

#### FREIGHT FORWARDERS OF PROPERTY

No. FF-345 (Clarification) FURNITURE FORWARDING, INC., FREIGHT FORWARDER APPLICATION, filed May 24, 1968, published in the FEDERAL REGISTER issue of June 13, 1968, clarified and republished as clarified this issue. Applicant: FURNITURE FORWARDING, INC., 2525 East 56th Street, Post Office Box 55191, Indianapolis, Ind. 46205. Applicant's representatives: Alan F. Wohlsetter, One Farragut Square South, Washington, D.C. 20006 and E. S. Rawls (same address as applicant). Authority sought under Part IV of the Interstate Commerce Act as a freight forwarder in interstate or foreign commerce, in the transportation of *household goods*, as defined by the Commission in 17 M.C.C. 467, *used automobiles and unaccompanied baggage* between points in the United States, including Alaska and Hawaii. **NOTE:** The purpose of this republication is to clarify the commodity description.

No. FF-350 (Clarification) GLOBAL INTERNATIONAL FORWARDING INC., FREIGHT, published in the FEDERAL REGISTER issue of June 13, 1968, clarified and republished as clarified this issue. Applicant: GLOBAL INTERNATIONAL FORWARDING, INC., No. 1/Global Way, Anaheim, Calif. 92803. Applicant's representative: Allan F. Wohlsetter, One Farragut Square South, Washington, D.C. 20006. Authority sought under Part IV of the Interstate Commerce Act as a freight forwarder in Interstate or foreign commerce, in the transportation of *household goods*, as defined by the Commission in 17 M.C.C. 467, *used automobiles and unaccompanied baggage*, between points in the United States, including Alaska and Hawaii. **NOTE:** The purpose of this republication is to clarify the commodity description.

#### WATER CARRIERS OF PROPERTY

No. W-78 (Sub-No. 9), THE VALLEY LINE COMPANY EXTENSION—GULF INTRACOASTAL WATERWAY, filed September 4, 1968. Applicant: THE VALLEY LINE COMPANY, a corporation, 411 North Seventh Street, St. Louis, Mo. 63101. Applicant's representative: M. C. Pearson (same address as applicant). Application of The Valley Line Co., filed September 4, 1968, for a revised certificate authorizing extension of its operations to include operation as a *common carrier* by water in interstate or foreign commerce, by nonself-propelled vessels with the use of separate towing vessels in the transportation of *general commodities*, and by towing vessels in the performance of general towage, (a) between ports and points along the Gulf Intracoastal Waterway and its tributary waterways (including the Port Allen, La., section of the waterway, the Arroyo Colorado, to Harlingen, Tex., the Pearl and West Pearl Rivers



below Bogalusa, La., and the Victoria Channel, to and including Victoria, Tex.), the Gulf of Mexico east of Carrabelle, Fla., between Brownsville, Tex., and Tampa, Fla. (including Port Tampa and East Tampa, Fla.), and (b) between ports and points specified in (a) above, on the one hand, and on the other, ports and points on other waterways which applicant is presently authorized to serve as set forth in Sixth Amended Certificate and Order No. W-78, dated the 1st day of August 1968.

No. W-435 (Sub-No. 22), SAUSE BROS. OCEAN TOWING CO., Extension—San Francisco Bay, filed August 22, 1968. Applicant: SAUSE BROS. OCEAN TOWING CO., INC. 809 Terminal Sales Building, Portland, Ore. 97205. Applicant's representative: Mr. Robert G. Simpson, Pacific Building, Portland, Ore. 97204. Application filed August 22, 1968, for a revised permit authorizing extension of its operations to include operation as a *contract carrier*, by water, in interstate or foreign commerce, in the transportation of (1) *lumber and lumber products* between all the ports in Oregon and Washington on the one hand, and, all ports on San Francisco Bay and tributary waterways, on the other; and (2) *logs*, between ports and points along the Pacific Coast and tributary waterways from Port Angeles, Wash., to San Francisco Bay, inclusive, except ports and points along the Columbia River above Astoria, Ore.

#### APPLICATION FOR BROKERAGE LICENSE

No. MC 130068, filed August 27, 1968. Applicant: CARL LEAVITT PALMER, doing business as PALMER SNOW BALL TOURS, 553 First Street, Manhattan Beach, Calif. For a license (BMC 5) to engage in operations as a *broker* at Manhattan Beach, Calif., in arranging for the transportation, in interstate or foreign commerce, of *passengers and their baggage*, in the same vehicle with passengers, in charter and special operations, between points in California, Utah, Arizona, and Nevada.

No. MC 130069, filed August 28, 1968. Applicant: INTERNATIONAL FREIGHT SERVICE, INC., Post Office Box 6461, Savannah, Ga. 31405. Applicant's representative: Martin Sterenbuch, 1819 H Street NW., Washington, D.C. 20006. For a license (BMC 4) to engage in operations as a *broker* at Savannah, Ga., in arranging for the transportation, in interstate or foreign commerce, of *general commodities* without exception, between all ports of entry on the international boundary line between the United States and Mexico, on the one hand, and, on the other, points in the United States.

#### APPLICATION IN WHICH HANDLING WITHOUT ORAL HEARING HAS BEEN REQUESTED

No. MC 42487 (Sub-No. 696), filed August 21, 1968. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield

Drive, Menlo Park, Calif. 94025. Applicant's representative: Robert K. Lancefield (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, between Kingman, Ariz., and junction U.S. Highways 89 and 93 (about 7 miles north of Wickenburg, Ariz.), from Kingman over U.S. Highway 93 to junction U.S. Highway 89, and return over the same route serving no intermediate points as an alternate route for operating convenience only, in connection with carrier's presently authorized regular route operations. NOTE: Applicant states that no duplicating authority is being sought.

No. MC 116858 (Sub-No. 7) (Correction), filed August 16, 1968, published FEDERAL REGISTER issue September 6, 1968, corrected and republished as corrected, this issue. Applicant: J & M CARRIERS CORP., 43-06 54th Road, Maspeth, N.Y. 11378. Applicant's representative: Morton E. Kiel, 140 Cedar Street, New York, N.Y. 10006. NOTE: The purpose of this republication is to include the name of shipper, Travelnol Laboratories, Inc., of Morton Grove, Ill., with whom the carrier is under contract with. The rest of the application remains unchanged.

#### MOTOR CARRIER OF PASSENGERS

No. MC 116653 (Sub-No. 1), filed September 3, 1968. Applicant: GORDON BEDORE, 1303 South Avenue, Niagara Falls, N.Y. 14305. Applicant's representative: Clarence E. Rhoney, 55 16th Avenue, North Tonawanda, N.Y. 14120. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in special operations, in round-trip sightseeing or pleasure tours, limited to the transportation of not more than eight passengers in any one vehicle, but not including the driver thereof and not including children under 10 years of age who do not occupy a seat or seats, beginning and ending at Niagara Falls, N.Y., and points in Niagara County, N.Y., within 6 miles thereof, and extending to ports of entry on the international boundary line between the United States and Canada located at Niagara Falls and Lewiston, N.Y. NOTE: Applicant presently holds the above sought authority restricted to the transportation of seven passengers in any one vehicle. Applicant states the sole purpose of this application is to increase carrying capacity from seven to eight passengers.

By the Commission.

[SEAL]

H. NEIL GARSON,  
Secretary.

[F.R. Doc. 68-11354; Filed, Sept. 18, 1968; 8:45 a.m.]

[Notice 212]

#### MOTOR CARRIER TRANSFER PROCEEDINGS

SEPTEMBER 16, 1968.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 279), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-35423. By order of August 30, 1968, the Transfer Board approved the lease to George Miller and Richard G. Payne, doing business as P and M Trucking Co., Galena Park, Tex., of Certificate of Registration No. MC-120571 (Sub-No. 1), issued August 22, 1968, to French, Ltd., of Houston, Inc., Houston, Tex., evidencing a right to engage in interstate or foreign commerce, in the transportation of numerous commodities under the generic heading, Oilfield equipment and pipe, trenching machines, between points in Texas. Austin L. Hatchell, 1102 Perry Brooks Building, Austin, Tex. 78701; attorney for applicants.

No. MC-FC-70706. By order of August 30, 1968, the Transfer Board approved the transfer to Yellow Cab Co. of Philadelphia, Inc., Philadelphia, Pa., of the operating rights in certificates Nos. MC-93396 and MC-93396 (Sub-No. 4) issued July 9, 1954, and September 20, 1963, to Yellow Limousine Service, Inc., Philadelphia, Pa., authorizing the transportation of: *Passengers and their baggage, over irregular routes*, in charter operations, limited to the transportation of not more than six passengers, not including the driver, nor children under the age of 10 years when not occupying a single seat, in any one vehicle, between Philadelphia, Pa., on the one hand, and, on the other, New York, N.Y., and points in New Jersey, Delaware, and Maryland. Passengers and their baggage, *over regular routes*, limited to the transportation of not more than 11 passengers in any one vehicle, not including the driver thereof, and not including children under 10 years of age who do not occupy a separate seat or seats, and, between the Philadelphia International Airport at Philadelphia, Pa., and Atlantic City, N.J., serving no intermediate points. S. Harrison Kahn, Suite 733, Investment Building, Washington, D.C. 20005; attorney for transferee. William M. Barnes, 1719 Packard Building, Philadelphia, Pa. 19102; attorney for transferor.

No. MC-FC-70745. *Involving dual authority.* By the order of August 30, 1968, the Transfer Board approved the transfer to Daley & Wanzer, Inc., Hull, Mass., of a portion of the operating rights in certificate No. MC-128155 issued December 5, 1966, to Olney Van & Storage, Inc., Kansas City, Mo., authorizing the trans-

portation of: Household goods, as defined by the Commission between points in Alabama, Florida, Georgia, North and South Carolina, and Tennessee, on the one hand, and, on the other, points in Massachusetts. Robert J. Gallagher, 111 State Street, Boston, Mass. 02109; attor-

ney for transferee. Donald E. Leonard, 14th and J Streets, Lincoln, Nebr. 68508; attorney for transferor.

[SEAL]

H. NEIL GARSON,  
Secretary.

[F.R. Doc. 68-11410; Filed, Sept. 18, 1968; 8:49 a.m.]

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